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JOURNAL

OF THE

ASSEMBLY

OF THE

STATE OF NEW YORK,

AT THEIR

NINETY-FIRST SESSION,

BEGUN AND HELD AT THE CAPITOL, IN THE CITY OF ALBANY, ON THE
SEVENTH DAY OF JANUARY, 1868.

VOLUME II.

ALBANY :

C. VAN BENTHUYSEN & SONS, STEAM PRINTING HOUSE

1868.

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THURSDAY, APRIL 9, 1868.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Halley.

The minutes of yesterday were read and approved.

In pursuance of the ninth joint-rule, Mr. Speaker announced the order of business, "third reading of bills."

By unanimous consent, on motion of Mr. Chapman,

Resolved, That the bill to repeal the Laws of 1867, in relation to the police force of the city of Utica, be referred to the sub-committee of the whole.

By unanimous consent,

Mr. Johnson, from the committee on the affairs of cities, to which was referred the bill entitled "An act to incorporate and establish a milk exchange in the city of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Jones, from the committee on the affairs of cities, to which was referred the bill entitled "An act to extend Flushing avenue, and to lay out, open and improve Flushing avenue and Newtown Turnpike road, from Broadway to the city line, and to close and to extend other adjoining streets in the city of Brooklyn," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Parshall offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill to incorporate the Clyde Savings Bank, be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Raber,

Resolved, That the bill entitled "An act to extend, widen and improve Flushing avenue, in the city of Brooklyn," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent,

Mr. Underwood introduced a bill entitled "An act to amend chapter 32 of the Laws of 1868, entitled 'An act to amend an act entitled An act to authorize the villages of Sandy Hill and Fort Edward, in the county of Washington, to issue bonds to aid in the construction of a railroad from the village of Glen's Falls to intersect the Saratoga and Whitehall railroad, in the village of Fort Edward,' passed May 28, 1867, passed March 18, 1868," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

The bill entitled "An act to amend an act incorporating the Walkill Valley Railroad Company, by authorizing said corporation to extend its road to Kingston, Ulster county, and to authorize certain towns in Ulster

county to issue bonds to aid in the construction of said road," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|---------------|-------------|
| Ackert | G. Clark | Irving | Nicholson | C. L. Smith |
| A. H. Andrew | W. S. Clark | Jacobs | Palmer | L. E. Smith |
| W. S. Andrews | Clausen | Johnson | Parshall | Speaker |
| Bamler | Cornwall | Jones | Pendfield | Stannard |
| Bennet | Daily | Juliland | Pond | Starr |
| Bentley | Decker | Keady | Prince | Stevens |
| Bergen | Eaton | Kinney | Purdy | Stewart |
| Bradstreet | Farley | La Bau | Raber | Sullard |
| Bristol | Flach | Lawrence | Ranney | Sumner |
| Brush | J. L. Flagg | Lefler | Reeve | Topliff |
| Burhans | Gleason | Little | S. Richardson | Torrey |
| Cady | Guigou | Loughran | Rider | Underwood |
| Cameron | Hartman | Mallison | Riley | Weed |
| Campbell | Hasbrouck | Mann | Root | Wiley |
| Chapman | Hubbard | Miller | Sargent | Williams |
| Chism | Humphrey | Nelson | Skillman | Younglove |

Those who voted in the negative, were

Galvin McKiever Selkreg Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for widening the Coney Island plankroad, in the county of Kings, and for the subsequent management thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | G. Clark | Jacobs | Nicholson | Stannard |
| A. H. Andrew | W. S. Clark | Jones | Palmer | Starr |
| Babcock | Clausen | Juliland | Parshall | Stevens |
| Balcom | Cornwall | Keady | Pond | Sullard |
| Bamler | Daily | Kiernan | Prince | Sumner |
| Bennet | Eaton | Kinney | Purdy | Tarbox |
| Bentley | Farley | La Bau | Raber | Topliff |
| Bergen | Flach | Lawrence | Ranney | Tower |
| Bristol | J. L. Flagg | Little | Ray | Underwood |
| Brush | Galvin | Loughran | S. Richardson | Van Valkenburgh |
| Burhans | Gleason | Lounsbury | Rider | Weed |
| D. Burna | Guigou | Mallison | Riley | Wells |
| Cady | Hasbrouck | Mann | Sargent | Wiley |
| Cameron | Hubbard | McKiever | Selkreg | Williams |
| Campbell | Humphrey | Miller | Skillman | Younglove |
| Chapman | Irving | Murphy | Speaker | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Riley,
Resolved, That the bill entitled "An act in relation to the opening,
 extending and widening of Thompson and other streets, in the city of
 New York," be recommitted to the committee on the affairs of cities,
 with power to report complete at any time.

Mr. Murphy moved to lay the present order of business on the table.

Mr. Speaker put the question whether the House would agree to said
 motion, and it was determined in the negative, two-thirds of all the
 members present not voting in favor thereof.

The bill entitled "An act to provide for the payment of certain fines
 and penalties collected in the city and town of Newburgh, in the county
 of Orange, to the commissioners of the alms house of said city and town,"
 was read a third time.

Mr. Speaker put the question whether the House would agree to the
 final passage of said bill, and it was determined in the affirmative, a
 majority of all the members elected to the Assembly voting in favor
 thereof, and three-fifths of said members being present.

{ AYES 79 }
 { NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Humphrey | Palmer | Starr |
| A. H. Andrew | G. Clark | Irving | Parshall | Stevens |
| Babcock | W. S. Clark | Jacobs | Penfield | Stewart |
| Balcom | Clausen | Johnson | Prince | Sullard |
| Bamler | Cornwall | Jones | Raber | Sumner |
| Bennet | Daily | Juliaud | Ranney | Topliff |
| Bentley | Eaton | Keady | Reeve | Tower |
| Bergen | Farley | Kiernan | A. Richardson | Underwood |
| Bigelow | Flach | La Bau | S. Richardson | Van Valkenburgh |
| Bradstreet | J. L. Flagge | Loughran | Rider | Wellington |
| Brush | F. H. Flagge | Lounsberry | Rogers | Wells |
| Buel | Galvin | Madden | Sargent | Wendover |
| Burhans | Gleason | Mallison | Selkreg | Williams |
| Cady | Guigou | McKiever | Sherman | F. H. Woods |
| Cameron | Hasbrouck | Miller | Skillman | Younglove |
| Chapman | Hubbard | Nelson | Speaker | |

Ordered, That the Clerk deliver said bill to the Senate, and request
 their concurrence therein.

The bill entitled "An act in relation to draining certain bog and swamp
 lands in the towns of De Witt and Onondaga, in the county of Onon-
 daga," was read a third time.

Mr. Speaker put the question whether the House would agree to the
 final passage of said bill, and it was determined in the affirmative, a
 majority of all the members elected to the Assembly voting in favor
 thereof, and three-fifths of said members being present.

{ AYES 83 }
 { NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|----------|-------------|
| Ackert | W. S. Clark | Jacobs | O'Reilly | Skillman |
| Allis | Clausen | Johnson | Palmer | L. E. Smith |
| A. H. Andrew | Cornwall | Jones | Parshall | Speaker |
| Babcock | Dayton | Juliaud | Penfield | Stewart |
| Balcom | Eaton | Keady | Prince | Sullard |
| Bamler | Farley | Kinney | Purdy | Sumner |
| Bennet | Flach | La Bau | Raber | Topliff |
| Bergen | F. H. Flagge | Lefler | Ranney | Tower |
| Bigelow | Frear | Loughran | Reeve | Underwood |

| | | | | |
|----------|-----------|------------|---------------|-----------------|
| Bristol | Furman | Lounsbury | A. Richardson | Van Valkenburgh |
| Brush | Galvin | Mallison | S. Richardson | Wellington |
| Buel | Guigou | Mann | Rider | Wells |
| Cameron | Hartman | Matthewson | Riley | Wendover |
| Campbell | Hasbrouck | McKiever | Sargent | Wiley |
| Chapman | Hubbard | Miller | Selkreg | A. I. Wood |
| Chism | Humphrey | Murphy | Skeels | Younglove |
| G. Clark | Irving | Nelson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Tarbox moved to lay the present order of business upon the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

{ AYES 53 }
{ NOES 46 }

Those who voted in the affirmative were

| | | | | |
|--------------|----------|-----------|---------------|------------|
| Allis | G. Clark | Miller | Ray | Stevens |
| A. H. Andrew | Clausen | Moran | A. Richardson | Sullard |
| Balcom | Cornwall | Nicholson | S. Richardson | Tarbox |
| Bamler | Eaton | O'Reilly | Rider | Topliff |
| Bergen | Farley | Palmer | Riley | Torrey |
| Bigelow | Galvin | Parshall | Sargent | Weed |
| Bristol | Gleason | Pitts | Selkreg | Wellington |
| Button | Hartman | Place | Skeels | Wiley |
| Cady | Kinney | Quinn | C. L. Smith | Williams |
| Cameron | Lasher | Raber | L. E. Smith | Younglove |
| Campbell | McKiever | Ranney | | |

Those who voted in the negative, were

| | | | | |
|------------|-------------|----------|------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Loughran | Sherman |
| Babcock | Daily | Irving | Lounsbury | Skillman |
| Bennet | Dayton | Jacobs | Mallison | Speaker |
| Bentley | Flach | Jones | Matthewson | Starr |
| Bradstreet | F. H. Flagg | Juliard | Murphy | Sumner |
| Brush | Frear | Keady | Nelson | Tower |
| Buel | Guigou | La Bau | Penfield | Van Valkenburgh |
| Burhans | Hasbrouck | Lawrence | Prince | Wells |
| Chapman | Hubbard | Leffer | Reeve | Wendover |
| Chism | | | | |

The Senate bill entitled "An act to legalize the election of constable of the village of Batavia, in the county of Genesee," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|-------------|-----------|----------|-------------|
| Ackert | W. S. Clark | Jacobs | Parshall | Skeels |
| A. H. Andrew | Clausen | Johnson | Penfield | L. E. Smith |
| Babcock | Cornwall | Jones | Pitts | Speaker |
| Bamler | Daily | Juliard | Purdy | Starr |
| Bemus | Eaton | Keady | Quinn | Stevens |
| Bergen | Farley | Kinney | Raber | Sullard |
| Bradstreet | Flach | La Bau | Ranney | Sumner |
| Bristol | J. L. Flagg | Lawrence | Ray | Tarbox |
| Brush | Frear | Lounsbury | Reeve | Topliff |

| | | | | |
|----------|-----------|-----------|---------------|-----------------|
| Buel | Galvin | Madden | S. Richardson | Terrey |
| Burhans | Gleason | Mallison | Rider | Tower |
| Cady | Guigon | McKiever | Riley | Van Valkenb'rgh |
| Cameron | Hartman | Miller | Root | Wells |
| Chapman | Hasbrouck | Nelson | Sargent | Wiley |
| Chism | Humphrey | Nicholson | Selkreg | Williams |
| G. Clark | Irving | Palmer | Sherman | F. H. Woods |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to enable the trustees of the village of Greene, Chenango county, to raise money to purchase hose," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Campbell | Hasbrouck | Murphy | Skeels |
| A. H. Andrew | Chapman | Hubbard | Nelson | Skillman |
| Babcock | Chism | Humphrey | Nicholson | O. L. Smith |
| Balcom | G. Clark | Jacobs | Palmer | L. E. Smith |
| Bamler | W. S. Clark | Jones | Parahall | Stevens |
| Bemus | Clausen | Juliland | Pitts | Sullard |
| Bennet | Cornwall | Keady | Prince | Sumner |
| Bergen | Daily | Kinney | Quinn | Tarbox |
| Bigelow | Dayton | La Bau | Raber | Topliff |
| Bradstreet | Eaton | Lawrence | Reeve | Tower |
| Bristol | Farley | Leffer | A. Richardson | Trainer |
| Brush | Flach | Loughran | S. Richardson | Van Valkenb'rgh |
| Buel | F. H. Flagge | Lounsberry | Rider | Wellington |
| Burhans | Frear | Mallison | Root | Wells |
| Button | Gifford | Matthewson | Sargent | F. H. Woods |
| Cady | Gleason | McKiever | Selkreg | Younglove |
| Cameron | Hartman | Miller | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for submitting the amended Constitution to the electors of the State," was being read a third time, when Mr. W. S. Clark moved to recommit the same to the committee on the judiciary, with instructions to make the following amendments, and report forthwith:

Amend by striking out in line 2, section 2, the word "three," and insert the word "four." Add in 5th line, after the word "suffrage," the words "Article three of the amended Constitution—Legislature." In line 6, strike out "3" and insert "4," and strike out the word "other," in line 14, and insert the word "one." Add at the end of line 18 the words "the other of said ballots shall be indorsed 'Article three of the amended Constitution—Legislature,' and shall contain on the inside, when folded, the words 'For article three of the amended Constitution,' or the words 'Against article three of the amended Constitution,' and all the ballots so indorsed shall be deposited in the box labelled 'Article three of the amended Constitution—Legislature.'"

Amend the other sections of the bill to conform to requirements of the second section, as amended.

Debate was had thereon, when

Mr. Brush moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. S. Clark, and it was determined in the affirmative.

Mr. Glenn rose to a question of privilege, and presented the following communication:

ASSEMBLY CHAMBER, April 9, 1868.

To the Hon. the Speaker of the Assembly:

I, Elijah M. K. Glen, upon the sanctity of my official oath charge that Alexander Frear, a member of this House, in conjunction with Mark M. Lewis, on the 27th day of March, 1868, by the offer to me of five hundred dollars, did attempt to influence my vote as a member of this House upon the adoption of the report from the committee on railroads, adverse to the act entitled "An act in addition to the acts concerning the Erie Railway Company," in violation of the official oath of the said Alexander Frear, and the statute in such case provided. I therefore ask that Mr. Frear be relieved from serving upon the committee appointed to investigate my charges, and that another member be substituted.

Pending the reading, Mr. Speaker referred the same to the special committee appointed to investigate charges of corruption.

Mr. Pitts called for the reading of the document. Mr. Speaker announced that the same would be read unless there were objections.

Objection being made,

Mr. Pitts moved that said document be read.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 64 }
{ NOES 50 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|-----------|---------------|------------|
| Ackert | Cameron | Keady | Place | Stannard |
| Allis | G. Clark | Kiernan | Raber | Stewart |
| A. H. Andrew | Clausen | Kinney | Ranney | Sullard |
| W. S. Andrews | Cook | La Bau | Ray | Sumner |
| Babcock | Decker | Lawrence | A. Richardson | Tarbox |
| Balcom | Eaton | Mallison | S. Richardson | Topliff |
| Bemus | Farley | Mann | Rider | Torrey |
| Bennet | Gifford | Nelson | Root | Weed |
| Bergen | Gleason | Nicholson | Sargent | Wellington |
| Bigelow | Glenn | O'Reilly | Selkreg | Wells |
| Brush | Irving | Palmer | C. L. Smith | Wendover |
| D. Burns | Jacobs | Parshall | L. E. Smith | Younglove |
| Cady | Juliland | Pitts | Speaker | |

Those who voted in the negative, were

| | | | | |
|------------|--------------|-----------|------------|-----------------|
| Bamler | W. S. Clark | Hartman | Matthewson | Riley |
| Bentley | Cornwall | Hasbrouck | McKiever | Rogers |
| Bradstreet | Daily | Hubbard | Miller | Sherman |
| Buel | Dayton | Humphrey | Moran | Skeels |
| Burhans | Flach | Johnson | Murphy | Skillman |
| P. Burns | J. L. Flagge | Jones | Penfield | Tower |
| Button | F. H. Flagge | Lester | Prince | Trainer |
| Campbell | Furman | Loughran | Purdy | Van Valkenb'rgh |
| Chapman | Galvin | Lounsbury | Quinn | Wiley |
| Chism | Guigou | Madden | Reeve | F. H. Woods |

When the name of Mr. Jacobs was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Lasher was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

When the name of Mr. W. S. Clark was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Pond was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

When the name of Mr. Raber was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

The Chair stated that Mr. Frear, understanding himself to be charged in said communication with attempting to bribe the one making the communication, he therefore resigned his position as a member of the committee, pending the charges made against him.

Mr. Pitts moved to refer said communication to the committee on investigation, and that the resignation of Mr. Frear be accepted.

Mr. W. S. Clark moved to amend the motion by referring the communication to the committee, and refuse to accept the resignation of Mr. Frear; and that there be a division of the question, first, on the reference, and then on the acceptance.

Mr. Jacobs moved as a substitute the following:

Resolved, That the communication be referred to the committee on investigation, to report forthwith whether any action upon the part of the House, in relation to any member of said committee, is necessary.

Debate was had thereon, when

Mr. Brush moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said substitute of Mr. Jacobs, and it was determined in the affirmative.

Mr. W. S. Andrews rose to a question of privilege, and read the following from the *Albany Argus*:

"RE-APPEARANCE OF MR. GLENN.—Mr. Glenn returned yesterday to the city, accompanied by his son. It is said that counsel has been supplied him by one of the great contending railway companies, and that he is strengthened to sustain his charges of corruption against his legislative colleagues."

Mr. W. S. Andrews moved that this matter be referred to the committee on investigation, and that they cause the writer of the article to be subpoenaed to appear before said committee to substantiate the truth of said article.

Mr. Jacobs moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. S. Andrews, and it was determined in the affirmative.

Mr. Speaker announced the special order, being the consideration of the bill entitled as follows:

"An act to amend an act entitled 'An act to regulate the sale of

taining the traveling public upon Sunday, subject to the restrictions contained in this act."

§ 3. The said board of excise may, and they hereby are empowered, upon the application of any person or persons to whom licenses may have been or shall be hereafter granted under the provisions of this act, to grant permission in writing to such persons holding such license, to keep his or their place, at which they are so licensed, open during any one particular night only, to be designated in such permit. Such permission shall be granted by said board for such causes and reasons and on such occasions as to the board may seem just and reasonable, and said causes and reasons shall be entered on the minutes of the board. But no such permit shall be granted except upon the receipt of a permit fee, which shall be fixed by said board, and shall not be less than five dollars nor more than twenty-five dollars. And no such permit shall be granted which shall allow any place to be opened or kept open, or which allows any strong or spirituous liquors, wines, ale or beer to be sold, given away, disposed of, exposed for sale or publicly kept, at any time between twelve o'clock on Saturday night and four o'clock on Monday morning. Nothing in this section contained shall be construed as compulsory upon said board of excise to grant such permits. And any person or persons having such permission may keep his or their place open as shall be in such permission designated and provided, but not otherwise, and during such time may sell and dispose of liquors and wines, or ale and beer, at such place as provided in his or their license, anything to the contrary in this act notwithstanding. Such permission or permit shall not be transferable, and in case any such permit or permission shall be transferred, the same shall be void, and the person obtaining the same shall be liable to all the penalties provided for in this act.

§ 4. Said board may prescribe the form of application to be used in applying for a license, and the statements, promises and representations to be contained therein, and on due proof of a violation of the same, may revoke the license granted therein. On receiving any such application for a license, together with a deposit of the amount of license fee, said board may grant the applicant a permit in anticipation of the license, which permit shall, for not exceeding ten days, have the same effect as a license, but shall not be renewed or extended.

§ 5. In any license the said board may define and describe the place licensed, both in reference to the authority conferred, and the rights and liabilities conferred and assumed by or under said license, and the laws relative thereto, and the word "place" shall have the meaning given thereto in any such license not inconsistent with the provisions of this act.

§ 6. It shall be the duty of every court, judge or justice, and of all clerks of courts of criminal jurisdiction in said district, to transmit weekly to the secretary of said board a certified record of the conviction of every person convicted in said court or before said judge or justice during the preceding week, of any violation of this act, which certificate shall show the name of the person convicted, the place where the offence was committed, and the precise nature of the offence. They shall also transmit weekly a similar statement as to every person tried and acquitted or held to bail for violation of said act, and said board may prescribe the form of such return.

§ 7. Said board may publish such number of copies of its annual report as it may deem proper. It may compromise any claim or action for a penalty by a two-thirds vote.

§ 8. Service of any summons to appear before said board to answer

for a violation of any provision of this act, or of the act hereby amended, may be made by leaving a copy of the same at the place licensed, with some person in charge of said place, and if no person can be found in charge of said place, such service may be made by posting a copy of such summons upon the door or other conspicuous part of such place.

§ 9. This act shall take effect immediately.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Tarbox, and it was determined in the negative.

{ AYES 38 }
{ NOES 65 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|---------------|-------------|------------|
| A. H. Andrew | Daily | Palmer | Sargent | Topliff |
| Balcom | Eaton | Place | Selkreg | Weed |
| Bemus | Farley | Pond | L. E. Smith | Wellington |
| Bigelow | Gleason | Ranney | Stannard | Wells |
| Brush | Juliland | Ray | Stewart | Wendover |
| Cameron | Kinney | S. Richardson | Sullard | A. I. Wood |
| G. Clark | Lasher | Rider | Tarbox | Younglove |
| Cook | Mann | Root | | |

Those who voted in the negative, were

| | | | | |
|---------------|--------------|------------|-----------|-----------------|
| W. S. Andrews | Clausen | Hubbard | Miller | Sherman |
| Bamler | Cornwall | Humphrey | Moran | Skeels |
| Bentley | Dayton | Irving | Murphy | Skillman |
| Bergen | Decker | Jacobs | Nelson | C. L. Smith |
| Bradstreet | Flach | Johnson | O'Reilley | Speaker |
| Buel | J. L. Flag | Jones | Penfield | Starr |
| D. Burns | F. H. Flagge | Keady | Prince | Stevens |
| P. Burns | Frear | Kiernan | Purdy | Sumner |
| Button | Furman | Lawrence | Quinn | Tower |
| Campbell | Galvin | Madden | Raber | Trainer |
| Chapman | Guilgou | Mallison | Reeve | Van Valkenb'rgh |
| Chism | Hartman | Matthewson | Riley | Wiley |
| W. S. Clark | Hasbrouck | McKiever | Rogers | F. H. Woods |

When the name of Mr. Gifford was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Murphy moved that the House take a recess until 7½ o'clock p. m.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. O'Reilley, two-thirds of all the members present voting in favor thereof, said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 68 }
{ NOES 41 }

Those who voted in the affirmative, were

| | | | | |
|---------------|------------|----------|-----------|-------------|
| W. S. Andrews | Clausen | Humphrey | Miller | Sherman |
| Bamler | Cornwall | Irving | Moran | Skeels |
| Bentley | Dayton | Jacobs | Murphy | Skillman |
| Bergen | Decker | Johnson | Nelson | C. L. Smith |
| Bradstreet | Flach | Jones | O'Reilley | Speaker |
| Buel | J. L. Flag | Keady | Penfield | Starr |

| | | | | |
|-------------|--------------|------------|--------|-----------------|
| Burhans | F. H. Flagge | Kiernan | Prince | Stevens |
| D. Burns | Frear | Lawrence | Purdy | Summer |
| P. Burns | Furman | Little | Quinn | Tower |
| Button | Galvin | Loughran | Raber | Trainer |
| Campbell | Guigou | Madden | Reeve | Van Valkenburgh |
| Chapman | Hartman | Mallison | Riley | Wiley |
| Chism | Hasbrouck | Matthewson | Rogers | F. H. Woods |
| W. S. Clark | Hubbard | McKiever | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|---------------|-------------|------------|
| Allis | Cook | Lasher | Rider | Tarbox |
| A. H. Andrew | Dally | Mann | Root | Topliff |
| Babcock | Eaton | Nicholson | Sargent | Torrey |
| Balcom | Farley | Palmer | Selkreg | Weed |
| Bennet | Gifford | Place | L. E. Smith | Wellington |
| Bigelow | Gleason | Ray | Stannard | Wells |
| Brush | Juliland | A. Richardson | Stewart | A. I. Wood |
| Cameron | Kinney | S. Richardson | Sullard | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Furman moved that the House take a recess until 3½ o'clock P. M.

Mr. W. S. Andrews moved to amend by striking out "3½" and inserting in lieu thereof "7½."

Mr. Speaker put the question whether the House would agree to said motion of Mr. W. S. Andrews, and it was determined in the affirmative.

Whereupon, at 2 o'clock, the House took a recess until 7½ o'clock P. M.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to authorize the building of an iron bridge across the Susquehanna river at Cooperstown, and to provide for the raising of money therefor."

"An act to incorporate the Public Exchange."

"An act to incorporate the State Line Bridge Company."

"An act to amend chapter 578 of the Laws of 1853, passed July 19, 1853, relative to the jury districts of Steuben county."

"An act to amend an act entitled 'An act to amend an act entitled An act to provide for the preservation of public health, and for draining overflowed lands adjoining Black lake and its tributaries, in the counties of St. Lawrence and Jefferson, and improving the hydraulic power of Ogdensburgh, and the repeal of chapter 730 of Laws of 1865, amendatory of chapter 577 of Laws of 1864.'"

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to amend the charter of the American Tontine Life and Savings Insurance Company, of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance companies.

"An act to provide for the widening of West street, in the city of New York, on the westerly side thereof, from Battery place to Hammond street," which was read the first time, and by unanimous consent

was also read the second time, and referred to the committee on the affairs of cities.

"An act to incorporate the United States Contracting Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act relative to Horace L. Barnes, a justice of the peace in the county of Chenango, designated to hold courts of sessions in said county, at the general election held in November, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to incorporate the Excelsior Temple of Honor, No. 23, of the city of Albany," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to amend chapter 659 of the Laws of 1865, entitled 'An act in relation to the collection of taxes in the city of Utica,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to incorporate the Rochester Bridge Company," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Bradstreet, said bill was referred to the committee on roads and bridges, with power to report complete at any time.

"An act to constitute a separate road district in the towns of Fairfield, Manheim and Little Falls, Herkimer county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act in relation to the police and fire department in the city of Syracuse," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to amend chapter 115 of the Laws of 1865, entitled 'An act concerning the pilots of the channel of the East river, commonly called Hellgate,' passed April 15, 1847, as amended by act passed March 12, 1860, and again by act passed March 14, 1865," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to amend an act entitled 'An act providing for relief against illegal taxation in the counties of Herkimer, Otsego, Chenango, Madison, Onondaga, Saratoga and Fulton,' passed May 17, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend chapter 659 of the Laws of 1865, entitled 'An act in relation to the collection of taxes in the city of Utica,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to incorporate the West Side Savings Bank, to be located in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Trainer called from the table the report of the sub-committee of the whole, in favor of the passage of the following entitled bills:

"An act confirming the acts of the people of the towns of Ellicottville, Machias and Great Valley, in the county of Cattaraugus, and authorizing

the said several towns to subscribe to the capital stock of the Cattaugus Railway Company."

"An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861, as subsequently amended." (With an amendment.)

"An act to more particularly define the duties of overseers of highways and their appointment, in conformity with the provisions of chapter 522 of Laws of 1865." (With an amendment.)

Senate bill, "An act to enable the Clifton Iron Company to transport passengers, and for other purposes."

Senate bill, "An act authorizing the removal of the burial ground in school district No. 1, of Brasher, St. Lawrence county, and for other purposes."

"An act to amend an act entitled 'An act making indices of the deeds, mortgages, writings, documents and maps of record in the county of Richmond, and for the payment of the cost and expenses thereof, and of the books and materials required for the same,' passed May 16, 1867."

"An act to regulate, grade, widen, macadamize and improve a public highway in the towns of Eastchester and Westchester, in the county of Westchester, commonly called the Old White Plains road, and also a portion of First street, in the village of Mount Vernon."

"An act confirming the acts of William R. Crandall, a constable of the town of Marshall, Oneida county."

Senate bill, "An act to amend the act entitled 'An act to facilitate the construction of the Southern Central railroad, and to authorize towns to subscribe to the capital stock thereof,' passed April 7, 1866."

"An act to authorize the agent and warden of Sing Sing prison to let by contract the labor and services of convicts to the business connected with the quarries at that prison for a term of years." (With an amendment.)

"An act to release the interest of the State to a certain lot in the village of Clyde to Ellen Gaffney and others."

"An act to amend chapter 250 of the Laws of 1863, entitled 'An act to incorporate Empire Hook and Ladder Company No. 1, of Upper Nyack,' passed April 29, 1863."

Senate bill, "An act to amend the act entitled 'An act to amend the act entitled An act in relation to the Grosvenor Library, of the city of Buffalo,' passed April 11, 1859, passed April 8, 1861."

"An act for the more effectual protection of emigrants arriving at the port of New York."

"An act to authorize the trustees of incorporated rural cemeteries to impose a tax upon the lot owners in said cemeteries."

"An act in relation to the collection of certain unpaid county taxes in the city of Rochester, in the county of Monroe."

"An act to establish the quorum of the local board of the Oswego Normal and Training School."

"An act to incorporate the West Albany Mechanics' Relief Association, of the city of Albany."

"An act to facilitate the construction of a railroad from the Chittenango depot to the village of Cazenovia, and to authorize the town of Sullivan to subscribe to the capital stock thereof."

"An act to define the duties and powers of commissioners of highways in the town of Cortlandt, in the county of Westchester, in relation to laying out and constructing new roads, and the construction of bridges in said town, and prescribing the mode of assessing and paying the costs and damages therefor."

"An act relative to lands devised by Richard Ray, deceased."

"An act to incorporate the Oneita Club of the city of Utica."

"An act authorizing the village of Douglas, in the counties of Delaware and Sullivan, to subscribe for and take capital stock in certain stock companies in said village."

"An act to amend the act entitled 'An act to amend the act entitled An act to provide for the establishment of free schools in the village of Newburgh,' passed April 6, 1862, passed March 7, 1865."

"An act to amend the act incorporating the village of Phoenix, in the county of Oswego." (With an amendment.)

"An act to amend subdivision 2 of section 5, and sections 8 and 19 of chapter 364 of Laws of 1864, entitled 'An act to incorporate the Society for the Protection of Destitute Roman Catholic Children at the city of Buffalo.'"

"An act to establish and maintain a free bridge between Sag Harbor and North Haven, in the town of Southampton, Suffolk county, and to make such bridge a county charge."

Senate bill, "An act to amend an act entitled 'An act to authorize the sale of lands for non-payment of taxes, and for the collection of unpaid taxes in the county of Westchester,' passed April 16, 1860, and the act amendatory thereof, passed March 26, 1861, and the act amendatory thereof, passed May 5, 1863."

"An act to enable the village of Mexico, in Oswego county, to raise money for certain purposes."

"An act to release certain escheated lands to Margaret Zachariassen."

"An act to incorporate the Metropolitan Boat Club of the city of New York."

Which report was agreed to, and said bills severally ordered engrossed and to a third reading.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to incorporate the Germania Savings Bank, Kings county,' passed April 19, 1867," with a message informing that they had passed the same, with the following amendment:

Page 2, line 20, engrossed bill, after the word "loan," insert the following: "Nor upon any other securities than those authorized by this act for investments."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| A. H. Andrew | Clausen | Kiernan | Penfield | O. L. Smith |
| Babcock | Cornwall | Kinney | Place | L. E. Smith |
| Bamler | Dayton | Lasher | Prince | Speaker |
| Bennet | Decker | Lawrence | Ranney | Stannard |
| Bergen | Eaton | Little | Ray | Stevens |
| Bradstreet | Farley | Loughran | Reeve | Stewart |
| Brush | Flach | Madden | A. Richardson | Sullard |
| Buel | J. L. Flagg | Mallison | S. Richardson | Sumner |
| Burhans | F. H. Flagg | Mann | Rider | Topliff |
| P. Burns | Gifford | Matthewson | Riley | Tower |
| Cameron | Humphrey | McKiever | Root | Underwood |
| Campbell | Irving | Moran | Sargent | Weed |
| Chapman | Johnson | Murphy | Selkreg | Wells |
| Chism | Jones | O'Reilly | Sherman | Williams |

| | | | | |
|-------------|---------|----------|----------|-------------|
| G. Clark | Julland | Palmer | Skeels | F. H. Woods |
| W. S. Clark | Keady | Parshall | Skillman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to authorize the board of town auditors of Summer Hill, Cayuga county, to audit certain accounts for expenses of raising volunteers, and to authorize the supervisors of said county to levy a tax to pay the same," with a message informing that they had passed the same, with the following amendment:

Section 1, line 4, engrossed bill, strike out the words "and others," and insert the following: "Henry Lick, Peter Robinson, Benjamin Atwood, William A. Robison, David Pinkerton, Velanus Lick and Burdett Griffin."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 60 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | W. S. Clark | Kiernan | Pond | Stewart |
| W. S. Andrews | Cook | Kinney | Prince | Sullard |
| Balcom | Daily | Lasher | Ranney | Sumner |
| Bemus | Decker | Lawrence | Reeve | Tarbox |
| Bennet | Eaton | Loughran | S. Richardson | Topliff |
| Bergen | Flach | Madden | Rider | Torrey |
| Bradstreet | F. H. Flagge | Mallison | Root | Tower |
| Bristol | Galvin | Mann | Sargent | Trainer |
| Brush | Gifford | Matthewson | Selkreg | Underwood |
| Burhans | Gleason | McKiever | Sherman | Van Valkenburgh |
| D. Burns | Guigou | Nelson | Skeels | Weed |
| P. Burns | Hartman | Nicholson | Skillman | Wells |
| Button | Hubbard | O'Reilley | C. L. Smith | Wiley |
| Cameron | Humphrey | Parshall | Speaker | Williams |
| Chapman | Irving | Penfield | Stannard | F. H. Woods |
| Chism | Jones | Place | Stevens | Younglove |
| G. Clark | Keady | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend chapter 123, Laws of 1867, entitled 'An act to enable the trustees of the First Presbyterian Church to donate and convey their property to the New York City Mission and Tract Society,' passed March 23, 1867," with a message informing that they had passed the same, with the following amendments:

Section 1, line 7, engrossed bill, after the word "mission," insert the words "and tract society."

Section 2, last line engrossed bill, change the word "omission" to "omissions."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|------------|-----------|---------------|-----------------|
| Ackert | G. Clark | Keady | Pond | L. E. Smith |
| A. H. Andrew | Cornwall | Kinney | Prince | Starr |
| Balcom | Daily | Lasher | Quinn | Stevens |
| Bamler | Decker | Lawrence | Ray | Stewart |
| Bennet | Eaton | Loughran | Reeve | Sullard |
| Bergen | Flach | Mallison | A. Richardson | Summer |
| Bigelow | J. L. Flag | Mann | S. Richardson | Underwood |
| Bradstreet | Gifford | McKiever | Rider | Van Valkenb'rgh |
| Buel | Guigon | Miller | Riley | Weed |
| Burhans | Hartman | Moran | Root | Wellington |
| D. Burns | Hubbard | Nelson | Sargent | Wells |
| Cameron | Humphrey | Nicholson | Selkreg | Williams |
| Campbell | Irving | Palmer | Skeels | F. H. Woods |
| Chapman | Jones | Parshall | Skillman | Younglove |
| Chism | Juliard | Place | C. L. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to incorporate the Exempt Fireman's Association of the city of Albany, and in relation to the fund of the fire department of the city of Albany," with a message informing that they had passed the same, with the following amendments:

Section 1, line 8, engrossed bill, strike out the words "social intercourse and."

Same section, line 9, strike out the word "individual," and insert in lieu thereof the word "indigent."

Section 6, line 2, engrossed bill, after the word "association," insert the words "for the purposes specified in this act."

Section 8, line 1, after the word "association," insert the words "for the term of five years."

Line 6, same section, after the word "made," insert the words "to the said association," and strike out the word "said" and insert the word "its."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | Daily | Keady | Penfield | C. L. Smith |
| W. S. Andrews | Eaton | Kiernan | Place | Speaker |
| Balcom | Farley | Kinney | Prince | Stannard |
| Bennet | Flach | La Bau | Quinn | Stevens |
| Bergen | J. L. Flag | Lawrence | Raber | Stewart |
| Bigelow | F. H. Flagge | Mallison | Ranney | Sullard |
| Bradstreet | Frear | Mann | Ray | Tarbox |
| Buel | Galvin | Matthewson | Reeve | Topliff |
| Burhans | Gleason | McKiever | A. Richardson | Torrey |
| D. Burns | Guigon | Miller | S. Richardson | Tower |
| Button | Hasbrouck | Moran | Rider | Underwood |
| Cameron | Hubbard | Murphy | Riley | Van Valkenb'rgh |
| Chapman | Humphrey | Nelson | Root | Wellington |
| Chism | Irving | Nicholson | Sargent | Wells |
| G. Clark | Johnson | O'Reilly | Sherman | Williams |
| W. S. Clark | Jones | Palmer | Skeels | F. H. Woods |
| Clausen | Juliard | Parshall | Skillman | Younglove |
| Cornwall | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

By unanimous consent,

Mr. Mallison introduced a bill entitled "An act to amend an act entitled 'An act more effectually to suppress gambling,' passed July 10, 1851, and all acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

The Senate bill entitled "An act to lay out, open and grade Second and Fourth avenues, in the town of New Utrecht," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Juliland | Penfield | Stannard |
| A. H. Andrew | Cornwall | Keady | Pond | Starr |
| Babcock | Daily | Kiernan | Prince | Stevens |
| Balcom | Dayton | Kinney | Quinn | Stewart |
| Bennet | Decker | Lasher | Raber | Sullard |
| Bentley | Eaton | Loughran | Ranney | Sumner |
| Bergen | Farley | Madden | Ray | Topliff |
| Bradstreet | J. L. Flagg | Mallison | Reeve | Torrey |
| Bristol | F. H. Flagge | Mann | A. Richardson | Tower |
| Brush | Frear | Matthewson | S. Richardson | Trainer |
| Burhans | Galvin | McKiever | Rider | Underwood |
| D. Burns | Gifford | Moran | Riley | Van Valkenburgh |
| Button | Guigou | Murphy | Sargent | Wellington |
| Cameron | Halsey | Nelson | Selkreg | Wells |
| Chapman | Hartman | Nicholson | Sherman | Wiley |
| Chism | Hubbard | O'Reilly | Skeels | Williams |
| G. Clark | Humphrey | Palmer | Skillman | F. H. Woods |
| W. S. Clark | Irving | Parshall | C. L. Smith | Younglove |
| Clausen | Jones | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the village of Ovid, in the county of Seneca," was read a third time."

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Jacobs | Palmer | L. E. Smith |
| A. H. Andrew | Cornwall | Jones | Parshall | Speaker |
| Babcock | Decker | Juliland | Pitts | Stannard |
| Balcom | Eaton | Keady | Quinn | Stevens |
| Bamler | Farley | Kiernan | Raber | Stewart |
| Bentley | Flach | Kinney | Ray | Sullard |
| Bergen | J. L. Flagg | Loughran | Reeve | Sumner |
| Brush | F. H. Flagge | Madden | A. Richardson | Topliff |
| Buel | Frear | Matthewson | S. Richardson | Tower |
| Burhans | Gifford | McKiever | Rider | Underwood |
| Cameron | Gleason | Miller | Root | Van Valkenburgh |

| | | | | |
|----------|----------|-----------|-------------|-------------|
| Campbell | Guigon | Moran | Sargent | Weed |
| Chapman | Hartman | Murphy | Selkreg | Wells |
| Chism | Hubbard | Nelson | Sherman | Williams |
| G. Clark | Humphrey | Nicholson | Skillman | F. H. Woods |
| Clausen | Irving | O'Reilly | C. L. Smith | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act releasing the interest of the people of the State of New York in certain lands and premises to Mary Wilson," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 95 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hasbrouck | Moran | Sargent |
| Allis | Chism | Hubbard | Murphy | Selkreg |
| A. H. Andrew | G. Clark | Humphrey | Nelson | Sherman |
| W. S. Andrews | W. S. Clark | Irving | Nicholson | Skeels |
| Balcom | Clausen | Johnson | O'Reilly | L. E. Smith |
| Bamler | Cornwall | Jones | Palmer | Speaker |
| Bennet | Daily | Juliland | Parshall | Stannard |
| Bentley | Dayton | Keady | Penfield | Stevens |
| Bergen | Decker | Kiernan | Pond | Stewart |
| Bigelow | Eaton | Kinney | Prince | Sullard |
| Bradstreet | Flach | Lasher | Quinn | Topliff |
| Bristol | J. L. Flag | Lawrence | Raber | Tower |
| Brush | Frear | Loughran | Ranney | Trainer |
| Buel | Furman | Madden | Ray | Underwood |
| Burhans | Galvin | Mallison | Reeve | Weed |
| D. Burns | Gifford | Mann | A. Richardson | Wellington |
| P. Burns | Gleason | Matthewson | S. Richardson | Williams |
| Cameron | Guigon | McKiever | Rider | F. H. Woods |
| Campbell | Hartman | Miller | Root | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to suppress intemperance, and to regulate the sale of intoxicating liquors in the county of Dutchess,' passed April 17, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 8 }

Those who voted in the affirmative, were

| | | | | |
|---------------|------------|------------|---------------|-----------|
| Ackert | Cook | Johnson | Palmer | Skillman |
| W. S. Andrews | Cornwall | Jones | Parshall | Speaker |
| Bennet | Daily | Juliland | Pitts | Stannard |
| Bentley | Dayton | Kinney | Place | Starr |
| Bradstreet | Decker | La Bau | Quinn | Stewart |
| Brush | Eaton | Lasher | Ranney | Sullard |
| Buel | Farley | Loughran | Ray | Sumner |
| Burhans | J. L. Flag | Madden | Reeve | Topliff |
| P. Burns | Frear | Mallison | A. Richardson | Tower |
| Cameron | Gifford | Mann | S. Richardson | Underwood |
| Campbell | Guigon | Matthewson | Rider | Weed |
| Chapman | Hubbard | Murphy | Riley | Williams |

| | | | | |
|-------------|----------|----------|---------|-------------|
| Chism | Humphrey | Nelson | Sargent | F. H. Woods |
| G. Clark | Irving | O'Reilly | Selkreg | Younglove |
| W. S. Clark | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|----------|-------|---------|
| Bamler | Galvin | Keady | Moran | Trainer |
| F. H. Flagge | Hartman | McKiever | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 539 of the Laws of 1853, entitled 'An act to amend the existing law relating to bribery,'" was being read a third time, when Mr. O'Reilly moved to recommit the same to the committee on the judiciary, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 46 }
{ NOES 50 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|---------------|-------------|-----------------|
| A. H. Andrew | Eaton | Palmer | Sargent | Tarbox |
| Balcom | Farley | Penfield | Selkreg | Toplif |
| Bergen | Frear | Pitts | Skeels | Van Valkenb'rgh |
| Bigelow | Gifford | Prince | L. E. Smith | Weed |
| Burhans | Juliland | Raber | Speaker | Wendover |
| Cameron | Kinney | Ranney | Stannard | Wiley |
| G. Clark | Lasher | Ray | Stewart | Williams |
| Clausen | Lawrence | S. Richardson | Sullard | F. H. Woods |
| Cook | Mann | Root | Sumner | Younglove |
| Decker | | | | |

Those who voted in the negative, were

| | | | | |
|------------|--------------|----------|------------|---------------|
| Ackert | Chapman | Hubbard | Madden | Quinn |
| Bamler | Chism | Humphrey | Mallison | Reeve |
| Bennet | W. S. Clark | Irving | Matthewson | A. Richardson |
| Bentley | Daily | Jacobs | McKiever | Rider |
| Bradstreet | Dayton | Johnson | Moran | Riley |
| Buel | Flach | Jones | Murphy | Sherman |
| D. Burns | F. H. Flagge | Keady | Nelson | Skillman |
| P. Burns | Galvin | Kiernan | Nicholson | Starr |
| Button | Guigon | Little | O'Reilly | Trainer |
| Campbell | Hartman | Loughran | Pond | Wells |

When the name of Mr. Underwood was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Ackert moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

{ AYES 44 }
{ NOES 43 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------|----------|---------|--------|
| Ackert | Decker | Palmer | Root | Tarbox |
| A. H. Andrew | Eaton | Penfield | Sargent | Toplif |

| | | | | |
|----------|---------|---------------|-------------|----------------|
| Bigelow | Farley | Pitts | Selkreg | Van Valkenb'rg |
| Brush | Gifford | Pond | Sherman | Weed |
| Button | Halsey | Princee | L. E. Smith | Wendover |
| Cameron | Juliand | Ranney | Speaker | Wiley |
| G. Clark | Kinney | Ray | Stannard | Williams |
| Clausen | Little | Reeve | Stewart | Younglove |
| Cook | Mann | S. Richardson | Sumner | |

Those who voted in the negative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Bamler | Daily | Johnson | Miller | Rider |
| Bergen | Dayton | Jones | Moran | Riley |
| Bradstreet | Flach | Keady | Murphy | Skeels |
| D. Burns | J. L. Flag | Kiernan | Nicholson | Skillman |
| P. Burns | F. H. Flagge | Loughran | O'Reilley | C. L. Smith |
| Campbell | Galvin | Madden | Quinn | Starr |
| Chapman | Guigon | Mallison | Raber | Trainer |
| W. S. Clark | Hartman | Matthewson | A. Richardson | F. H. Woods |
| Cornwall | Irving | McKiever | | |

The bill entitled "An act to amend section 1 of chapter 537 of Laws of 1866, entitled 'An act authorizing the changing the course of the creek running through the village of Westville, in the county of Otsego,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|----------------|
| Ackert | G. Clark | Howard | Miller | Sherman |
| Allis | W. S. Clark | Hubbard | Murphy | Skeels |
| A. H. Andrew | Clausen | Humphrey | Nelson | Skillman |
| Babcock | Cornwall | Irving | O'Reilley | Stannard |
| Balcom | Dayton | Johnson | Penfield | Stevens |
| Bemus | Decker | Jones | Pond | Stewart |
| Bennet | Eaton | Juliand | Purdy | Sullard |
| Bentley | Farley | Kiernan | Quinn | Tarbox |
| Bergen | Flach | Kinney | Raber | Topliff |
| Bigelow | J. L. Flag | Lawrence | Ranney | Tower |
| Bradstreet | F. H. Flagge | Loughran | Ray | Underwood |
| Brush | Frear | Madden | A. Richardson | Van Valkenb'rg |
| Buel | Gleason | Mallison | S. Richardson | Wellington |
| Burhans | Guigon | Mann | Root | Wells |
| Button | Hartman | Matthewson | Sargent | F. H. Woods |
| Cameron | Hasbrouck | McKiever | Selkreg | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the commissioners of highways of the town of Fort Covington to raise money to build a bridge," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------|-------------|----------|----------|-------------|
| Ackert | G. Clark | Hubbard | Palmer | Skeels |
| Allis | W. S. Clark | Humphrey | Penfield | C. L. Smith |

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| A. H. Andrew | Clausen | Irving | Pitts | L. E. Smith |
| Babcock | Cornwall | Jones | Prince | Speaker |
| Balcom | Daily | Juliland | Quinn | Stannard |
| Bennet | Dayton | Keady | Raber | Starr |
| Bentley | Decker | Kiernan | Ranney | Stewart |
| Bergen | Eaton | Kinney | Ray | Sullard |
| Bigelow | Farley | Loughran | Reeve | Tarbox |
| Bradstreet | Flach | Madden | A. Richardson | Topliff |
| Brush | J. L. Flagg | Mallison | S. Richardson | Tower |
| Buel | F. H. Flagge | Mann | Rider | Trainer |
| Burhans | Frear | Matthewson | Riley | Underwood |
| P. Burns | Galvin | Miller | Root | Wellington |
| Button | Gleason | Moran | Sargent | Wells |
| Campbell | Guigon | Nelson | Selkreg | Williams |
| Chapman | Hartman | Nicholson | Sherman | Younglove |
| Chism | Hasbrouck | O'Reilley | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. O'Reilley moved to reconsider the vote by which the bill entitled "An act in relation to the opening, extending and widening of Thompson and other streets in the city of New York," was referred to the committee on the affairs of cities, with power to report complete.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill entitled "An act in relation to the normal school at Cortland, and confirming the action of the village trustees in reference thereto," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Allis | Chism | Jacobs | Pitts | L. E. Smith |
| A. H. Andrew | G. Clark | Jones | Place | Speaker |
| Babcock | W. S. Clark | Juliland | Pond | Stannard |
| Balcom | Cook | Kiernan | Prince | Starr |
| Bennet | Cornwall | Kinney | Raber | Stewart |
| Bentley | Decker | La Bau | Ranney | Sullard |
| Bergen | Eaton | Lasher | Ray | Topliff |
| Bigelow | Farley | Little | Reeve | Torrey |
| Bradstreet | Flach | Madden | A. Richardson | Tower |
| Brush | J. L. Flagg | Mallison | S. Richardson | Trainer |
| Buel | Frear | Mann | Rider | Underwood |
| Burhans | Furman | Matthewson | Root | Van Valkenburgh |
| D. Burns | Gleason | Nelson | Sargent | Weed |
| P. Burns | Halsey | Nicholson | Selkreg | Wellington |
| Button | Hartman | O'Reilley | Sherman | Wells |
| Cameron | Hubbard | Palmer | Skeels | Wiley |
| Campbell | Humphrey | Parshall | Skillman | Williams |
| Chapman | Irving | Penfield | C. L. Smith | |

For the negative, .
McKiever

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the laying out of a public highway in the town of Flushing, in the county of Queens," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| W. S. Andrews | Clausen | Jacobs | Pitts | Stevens |
| Babcock | Cook | Johnson | Place | Stewart |
| Bamler | Cornwall | Jones | Pond | Sullard |
| Bennet | Dayton | Juliland | Prince | Summer |
| Bergen | Decker | Keady | Raber | Tarbox |
| Bigelow | Eaton | Kiernan | Ranney | Topliff |
| Bradstreet | Farley | Kinney | Beeve | Torrey |
| Bristol | Flach | Mallison | S. Richardson | Tower |
| Brush | F. H. Flagge | Mann | Rider | Trainer |
| Buel | Frear | Matthewson | Riley | Underwood |
| Burhans | Galvin | McKiever | Sargent | Van Valkenb'rgh |
| P. Burns | Gifford | Miller | Selkreg | Wells |
| Button | Gleason | Nelson | Sherman | Wendover |
| Cameron | Guigou | Nicholson | Skeels | Williams |
| Campbell | Hartman | O'Reilley | C. L. Smith | A. I. Wood |
| Chapman | Hubbard | Palmer | L. E. Smith | F. H. Woods |
| Chism | Irving | Penfield | Stannard | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the act entitled 'An act to facilitate the construction of the Southern Central railroad, and to authorize towns to subscribe to the capital stock thereof,' passed April 7, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 70 }
{ NOES 12 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|-----------|-----------------|
| Allis | W. S. Clark | Hasbrouck | O'Reilley | Sherman |
| A. H. Andrew | Clausen | Jacobs | Palmer | Skeels |
| W. S. Andrews | Cook | Johnson | Penfield | Skillman |
| Babcock | Cornwall | Juliland | Place | C. L. Smith |
| Bamler | Daily | Keady | Pond | Speaker |
| Bennet | Dayton | Kiernan | Prince | Starr |
| Bergen | Decker | Kinney | Quinn | Stevens |
| Bigelow | Eaton | Lasher | Raber | Stewart |
| Bradstreet | Flach | Lawrence | Ranney | Topliff |
| Brush | F. H. Flagge | Lefler | Ray | Underwood |
| Buel | Frear | Little | Reeve | Van Valkenb'rgh |
| Burhans | Galvin | Madden | Rider | Weed |
| Cady | Gifford | Matthewson | Riley | Wellington |
| Campbell | Hartman | Miller | Selkreg | Younglove |

Those who voted in the negative, were

| | | | | |
|----------|-----------|---------------|----------|------------|
| P. Burns | Mallison | S. Richardson | Wells | Williams |
| G. Clark | McKiever | Tarbox | Wendover | A. I. Wood |
| Hubbard | Nicholson | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act to limit and define the powers and privileges of the Eureka Basin Warehouse and Manufacturing Company of Long Island," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to authorize the building of a bridge across Beaver Dam creek, in the town of Southampton, Suffolk county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | W. S. Clark | Jacobs | Palmer | Speaker |
| W. S. Andrews | Clausen | Jones | Parshall | Stannard |
| Babcock | Cook | Julland | Place | Starr |
| Balcom | Cornwall | Keady | Prince | Sullard |
| Bamler | Decker | Kiernan | Raber | Sumner |
| Bentley | Eaton | Kinney | Ranney | Tarbox |
| Bergen | Farley | Lasher | Ray | Topliff |
| Bigelow | J. L. Flagge | Lawrence | Reeve | Torrey |
| Bradstreet | F. H. Flagge | Mallison | S. Richardson | Underwood |
| Brush | Galvin | Mann | Riley | Van Valkenburgh |
| Buel | Gleason | Matthewson | Root | Weed |
| Burhans | Guigon | McKiever | Selkreg | Williams |
| D. Burns | Hartman | Miller | Sherman | A. I. Wood |
| P. Burns | Hubbard | Moran | Skeels | F. H. Woods |
| Chapman | Humphrey | Nelson | Skillman | Younglove |
| G. Clark | Irving | Nicholson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to legalize the proceedings of Henry H. Hatheway, as justice of the peace of the town of Lenox, Madison county, in this State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | W. S. Clark | Jones | Prince | Sullard |
| W. S. Andrews | Clausen | Julland | Quinn | Sumner |
| Babcock | Cook | Kiernan | Raber | Tarbox |
| Balcom | Cornwall | Kinney | Ranney | Topliff |
| Bennet | Decker | Lawrence | Ray | Torrey |
| Bentley | Eaton | Mallison | Reeve | Underwood |
| Bergen | Farley | Mann | A. Richardson | Van Valkenburgh |
| Bradstreet | Flach | Matthewson | Rider | Weed |
| Brush | J. L. Flagge | McKiever | Riley | Wells |
| Buel | Guigon | Nelson | Selkreg | Wendover |
| Burhans | Hartman | Nicholson | Sherman | Wiley |
| P. Burns | Hubbard | O'Reilly | Skillman | Williams |
| Cameron | Humphrey | Palmer | Speaker | A. I. Wood |
| Campbell | Irving | Parshall | Stannard | F. H. Woods |

| | | | | |
|----------|---------|----------|---------|-----------|
| Chapman | Jacobs | Penfield | Starr | Younglove |
| G. Clark | Johnson | Pond | Stewart | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing the executor of the last will and testament of Peter Ten Broeck, deceased, to pay to the trustees of the Ten Broeck Free Academy the legacy bequeathed by said will for the use of said academy," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| W. S. Andrews | G. Clark | Jacobs | Pond | Stannard |
| Babcock | W. S. Clark | Johnson | Quinn | Starr |
| Balcom | Clausen | Jones | Raber | Stewart |
| Bamler | Cook | Juland | Ranney | Sullard |
| Bennet | Cornwall | Kiernan | Ray | Sumner |
| Bentley | Dally | Kinney | Reeve | Tarbox |
| Bergen | Dayton | Lawrence | A. Richardson | Topliff |
| Bigelow | Decker | Mallison | S. Richardson | Underwood |
| Bradstreet | Eaton | Mann | Rider | Van Valkenburgh |
| Brush | Flach | Matthewson | Riley | Weed |
| Buel | J. L. Flagg | Miller | Root | Wells |
| Burhans | F. H. Flagge | Nicholson | Sargent | Wiley |
| P. Burns | Gifford | O'Reilly | Selkreg | Williams |
| Button | Guigon | Palmer | Skeels | A. I. Wood |
| Cameron | Hartman | Parshall | Skillman | F. H. Woods |
| Campbell | Hubbard | Penfield | Speaker | Younglove |
| Chapman | Humphrey | Place | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act to incorporate the Columbia Yacht Club," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to repeal an act entitled 'An act to perpetuate certain testimony respecting the title of the Pultney estate in this State,' passed January 26, 1821," was being read a third time, when Mr. Selkreg moved to recommit the same to the sub-committee of the whole for amendments.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By unanimous consent,

Mr. Johnson offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill to incorporate the New Amsterdam Savings Bank, of the city of New York, be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The bill entitled "An act to amend an act entitled 'An act to incorporate the Sidney and Unadilla Bridge Company,' passed April 27, 1866," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|------------|
| Allis | G. Clark | Humphrey | O'Reilley | Skillman |
| W. S. Andrews | W. S. Clark | Irving | Palmer | Speaker |
| Balcom | Cook | Julland | Pond | Stannard |
| Bamler | Cornwall | Keady | Prince | Stevens |
| Bennet | Daily | Kiernan | Quinn | Stewart |
| Bentley | Decker | Kinney | Raber | Sumner |
| Bergen | Eaton | Lawrence | Ranney | Topliff |
| Bigelow | J. L. Flagg | Loughran | Reeve | Tower |
| Bradstreet | Frear | Madden | A. Richardson | Underwood |
| Brush | Galvin | Mallison | Root | Weed |
| Buel | Gifford | Matthewson | Sargent | Wellington |
| Button | Gleason | McKiever | Selkreg | Wells |
| Cameron | Guigou | Miller | Sherman | Wiley |
| Campbell | Hubbard | Nicholson | Skeels | A. I. Wood |
| Chapman | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Johnson,

Resolved That the bill to amend section 81 of chapter 873 of the Laws of 1866, passed May 4, 1866, and section 32 of chapter 939, passed May 17, 1867, be referred to the sub-committee of the whole.

The Senate bill entitled "An act to authorize additional facilities for the interment of the pauper dead in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| A. H. Andrew | W. S. Clark | Jacobs | Palmer | Stevens |
| W. S. Andrews | Clausen | Johnson | Parshall | Stewart |
| Babcock | Cook | Julland | Penfield | Sullard |
| Balcom | Cornwall | Keady | Place | Sumner |
| Bamler | Daily | Kiernan | Pond | Tarbox |
| Bennet | Dayton | Kinney | Quinn | Topliff |
| Bergen | Decker | La Bau | Raber | Torrey |
| Bigelow | Eaton | Lawrence | Ranney | Trainer |
| Bradstreet | Farley | Little | A. Richardson | Underwood |
| Brush | Flach | Loughran | S. Richardson | Van Valkenburgh |
| Buel | J. L. Flagg | Mallison | Rider | Weed |
| Burhans | F. H. Flagg | Mann | Riley | Wellington |
| D. Burns | Furman | Matthewson | Selkreg | Wells |
| Button | Galvin | McKiever | Skeels | Wendover |
| Cameron | Gifford | Miller | Skillman | Williams |
| Campbell | Hartman | Murphy | Speaker | A. I. Wood |
| Chapman | Hubbard | Nelson | Stannard | F. H. Woods |
| Chism | Humphrey | Nicholson | Starr | Younglove |
| G. Clark | Irving | O'Reilley | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act for the improvement of land in and near the Wallabout bay, in the city of Brooklyn, and for laying out and constructing a basin, dock and streets therein,' passed May 11, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|------------|
| Allis | G. Clark | Hubbard | Nelson | Skeels |
| A. H. Andrew | W. S. Clark | Humphrey | Nicholson | Skillman |
| W. S. Andrews | Cornwall | Irving | Palmer | Speaker |
| Babcock | Daily | Jacobs | Parshall | Starr |
| Balcom | Dayton | Johnson | Place | Stevens |
| Bamler | Decker | Jones | Pond | Stewart |
| Bennet | Eaton | Juliand | Prince | Sullard |
| Bergen | Farley | Keady | Quinn | Sumner |
| Bigelow | Flach | Kiernan | Raber | Tarbox |
| Bradstreet | J. L. Flagg | Kinney | Ranney | Topliff |
| Brush | F. H. Flagg | Lawrence | A. Richardson | Underwood |
| Buel | Furman | Madden | S. Richardson | Weed |
| Burhans | Gifford | Mallison | Rider | Wellington |
| Button | Gleason | Mann | Riley | Wells |
| Cady | Guigou | Matthewson | Sargent | Wendover |
| Cameron | Hartman | Miller | Selkreg | Wiley |
| Chapman | Hasbrouck | Moran | Sherman | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Owego Water Works Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Allis | W. S. Clark | Humphrey | Nelson | Selkreg |
| W. S. Andrews | Cornwall | Irving | Palmer | Sherman |
| Balcom | Dayton | Jacobs | Parshall | Skeels |
| Bennet | Decker | Jones | Pitts | Skillman |
| Bentley | Eaton | Juliand | Place | Speaker |
| Bergen | Farley | Keady | Pond | Stewart |
| Bigelow | Flach | Kinney | Prince | Sullard |
| Bradstreet | J. L. Flagg | La Bau | Raber | Sumner |
| Brush | F. H. Flagg | Lasher | Ranney | Tarbox |
| Buel | Frear | Lawrence | Ray | Topliff |
| Burhans | Furman | Loughran | A. Richardson | Underwood |
| Button | Gifford | Mallison | S. Richardson | Van Valkenburgh |
| Cameron | Gleason | Mann | Rider | Wellington |
| Campbell | Guigou | Matthewson | Riley | Wells |
| Chapman | Hartman | Miller | Root | Younglove |
| G. Clark | Hubbard | Murphy | Sargent | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the charter of the American Bureau of Mines," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|----------------|
| Allis | Cornwall | Humphrey | O'Reilly | Skillman |
| W. S. Andrews | Daily | Irving | Palmer | Speaker |
| Balcom | Dayton | Jacobs | Parshall | Stannard |
| Bamler | Decker | Jones | Renfield | Stevens |
| Bennet | Eaton | Juliaud | Pond | Stewart |
| Bergen | Farley | Kiernan | Prince | Sullard |
| Bigelow | Flach | Kinney | Raber | Sumner |
| Brush | J. L. Flagg | La Bau | Ranney | Topliff |
| Buel | F. H. Flagge | Lawrence | Ray | Tower |
| Burhans | Furman | Loughran | S. Richardson | Underwood |
| Button | Galvin | Mallison | Rider | Van Valkenb'rg |
| Cameron | Gleason | Matthewson | Root | Wellington |
| Chapman | Halsey | Miller | Sargent | Wells |
| G. Clark | Hartman | Nelson | Sherman | Wiley |
| W. S. Clark | Hubbard | Nicholson | Skeels | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the Moresville Turnpike Company,' passed April 22, 1862," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|----------------|
| A. H. Andrew | G. Clark | Humphrey | Nelson | Selkreg |
| W. S. Andrews | W. S. Clark | Irving | O'Reilly | Sherman |
| Babcock | Cook | Jacobs | Palmer | Skillman |
| Balcom | Cornwall | Johnson | Parshall | Speaker |
| Bamler | Daily | Jones | Pitts | Stevens |
| Bentley | Decker | Juliaud | Place | Stewart |
| Bergen | Eaton | Keady | Pond | Sumner |
| Bigelow | Flach | Kiernan | Prince | Tarbox |
| Bradstreet | J. L. Flagg | Kinney | Raber | Topliff |
| Brush | F. H. Flagge | La Bau | Ranney | Trainer |
| Buel | Galvin | Lawrence | A. Richardson | Underwood |
| Burhans | Gifford | Loughran | S. Richardson | Van Valkenb'rg |
| P. Burns | Gleason | Mallison | Rider | Wells |
| Button | Guigon | Mann | Riley | Wendover |
| Cameron | Hartman | Matthewson | Root | A. I. Wood |
| Campbell | Hubbard | McKiever | Sargent | Younglove |
| Chapman | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. W. S. Clark, at 9 o'clock and 50 minutes, the House adjourned.

FRIDAY, APRIL 10, 1868.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Wyckoff.

The minutes of yesterday were read and approved.

The Senate returned the bill entitled "An act to fix the salary of clerks of the justices courts of the city of Brooklyn," with a message informing that they non-concur in the passage of the same.

Mr. Ackert rose to a question of privilege, and asked that his name be recorded as voting in favor of the Metropolitan Excise law.

Mr. Speaker announced as the committee on the resolution of Mr. Murphy, to enquire relative to printing Journal and placing same on files, Messrs. Murphy, Tower, Rogers and Pond.

Mr. Speaker appointed Messrs. Clausen and Kinney to fill vacancy in committee on commerce and navigation; Mr. Raber, to fill vacancy in committee on the affairs of cities; and Mr. Wendover, to fill vacancy in committee on banks.

In pursuance of the ninth joint-rule, Mr. Speaker announced the order of business "third reading of bills."

Mr. W. S. Clark moved to lay said order of business on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act to establish and increase the salary of the assessors of the city of Schenectady," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | Clausen | Irving | Pitts | L. E. Smith |
| Allis | Cook | Jones | Pond | Speaker |
| A. H. Andrew | Cornwall | Juliand | Prince | Stannard |
| Babcock | Daily | Keady | Purdy | Starr |
| Balcom | Eaton | La Bau | Quinn | Stevens |
| Bennet | Farley | Lawrence | Raber | Stewart |
| Bigelow | Flach | Lefler | Ranney | Sullard |
| Bradstreet | J. L. Flagg | Lounsbury | Ray | Summer |
| Brush | F. H. Flagg | Madden | Reeve | Tarbox |
| Burhans | Gifford | Mallison | S. Richardson | Underwood |
| D. Burns | Gleason | Mann | Rider | Van Valkenburgh |
| Button | Guigon | Matthewson | Root | Weed |
| Cady | Halsey | O'Reilly | Sargent | Wellington |
| Cameron | Hasbrouck | Palmer | Selkreg | Wiley |
| Chapman | Howard | Parshall | Skillman | A. I. Wood |
| Chism | Hubbard | Penfield | C. L. Smith | Younglove |
| W. S. Clark | Humphrey | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Petitions were presented, read and referred, as follows:

By Mr. Loughran: Remonstrance of citizens of Windham, Greene

county, against the passage of an act to amend the charter of the Schoharie Kill Bridge Company. Roads and bridges.

By Messrs. Wellington, Stevens, Stannard, Younglove and Flach: Remonstrance against the repeal of the act of 1867, to regulate the use of certain slips, piers and wharves on the East river. Committee of the whole.

By Messrs. Place and Richardson: Remonstrances of citizens of several towns of Oswego county, against taxing said county for the building of bridge across the Oswego river. Roads and bridges.

By Messrs. Riley, Bamler, Cornwall, Mallison, Bergen, Allis and Sumner: Petitions for the enactment of a law for the regulation of the labor of convicts in the several State Prisons, so that it shall not be employed in any of the mechanical trades pursued in this State. Committee of the whole.

By Messrs. Root, Miller, Balcom, Lawrence, Farley, Weed, L. E. Smith and Tarbox: Petitions for the passage of a law prohibiting directors of Hudson and Harlem railroad, being eligible as directors of the Erie or Central railroad. Railroads.

By the Chair: Memorial of the New York State Colonization Society. Ways and means.

By Mr. W. S. Clark: Five petitions of citizens of Seward, for repeal of section 2 of chapter 747. Internal affairs of towns and counties.

By Mr. Kinney: Petition with bill to amend section 48 of the charter of the village of Owego, Tioga county, passed April 9, 1851. Affairs of villages.

By Mr. Jacobs: Two remonstrances of the common council of Brooklyn, against the bill raising their salaries, and all increase of salaries in Brooklyn. Affairs of cities.

By Mr. Penfield: Petition of military officers of the National Guard of the city of New York, to have Tompkins square paved with wooden pavement. Affairs of cities.

By Mr. Lawrence: Four Petitions of tax-payers of Haverstraw, for an act to facilitate the construction of West Shore Hudson River railroad, and to authorize cities, villages and towns to subscribe to the capital stock thereof. Committee of the whole.

By Mr. Jacobs: Petition of Benjamin Sanchez, for relief. Judiciary.

By Mr. W. S. Clark: Remonstrance of citizens of Schoharie, against authorizing a tax to reimburse William Winter and others, expense as war commissioner. Internal affairs of towns and counties.

Mr. W. S. Clark moved to lay the present order of business on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Prince moved to lay all order of business on the table, down to reports of standing committees.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By Mr. Rider: Remonstrance of the Indian council of the Seneca nation, against the passage of an act to authorize them to lease certain lands near Carlton Station, belonging to the said Seneca nation. Internal affairs of towns and counties.

By Messrs. Sumner, Tarbox and Parshall: Petitions of citizens of Albany, for the passage of an act regulating freight on railroads in the State of New York. Railroads.

By Mr. Irving: Two petitions in favor of gates to protect life, or stop

the locomotive above or at One Hundred and Thirtieth street, on the New Haven and Hudson River railroads. Railroads.

By Mr. Place: Petition of citizens of New York, for the repeal of title 19, article 1, chapter 20, parts 1 and 2 of the Revised Statutes. Judiciary.

By Mr. Younglove: Four petitions of tax-payers of Ballston Spa, for amendment of charter to allow construction of water works. Committee of the whole.

On motion of Mr. Underwood,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Cambridge,' passed April 16, 1866," be referred to the sub-committee of the whole.

On motion of Mr. Penfield,

Resolved, That the bill entitled "An act to authorize the Society of Agriculture and Horticulture, of Westchester county, to mortgage, lease or sell real estate," be referred to the sub-committee of the whole.

On motion of Mr. Penfield,

Resolved, That the bill entitled "An act in relation to the sale of wines made from grapes grown in the United States," be referred to the sub-committee of the whole.

On motion of Mr. Penfield,

Resolved, That the bill entitled "An act to amend Laws of 1866, fixing fees of justices, constables and jurors," be referred to the sub-committee of the whole.

On motion of Mr. Ranney,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to facilitate the construction of the Skaneateles railroad; and to regulate the weight of rail for the same,' passed April 18, 1866, and for the appointment of railroad commissioners for the town of Skaneateles," be referred to the sub-committee of the whole.

On motion of Mr. Place,

Resolved, That the bill entitled "An act to authorize the sale of Block No. 3, known as Montcalm park, in the city of Oswego," be referred to the sub-committee of the whole.

On motion of Mr. Place,

Resolved, That the bill entitled "An act to designate the place of meeting of the board of supervisors of Oswego county, and to regulate the compensation of the members thereof," be referred to the sub-committee of the whole.

On motion of Mr. Place,

Resolved, That the bill entitled "An act to authorize the formation of independent hose companies in the city of Oswego," be referred to the sub-committee of the whole.

On motion of Mr. Bentley,

Resolved, That the bill entitled "An act relating to the surrogate and county judge of the county of Otsego," be referred to the sub-committee of the whole.

On motion of Mr. Daily,

Resolved, That the bill entitled "An act in relation to a certain road in the town of Fort Ann, asking State aid to repair the same," be referred to the sub-committee of the whole.

On motion of Mr. Weed,

Resolved, That the bill entitled "An act to incorporate the Exempt Hose Company of the city of Auburn," be referred to the sub-committee of the whole.

On motion of Mr. Balcom,

Resolved, That the bill entitled "An act to authorize the town of Canisteo to raise money for the benefit of Canisteo Academy," be referred to the sub-committee of the whole.

On motion of Mr. Balcom,

Resolved, That the bill entitled "An act to provide for the repayment to Joseph Pratt, of the town of Canisteo, in the county of Steuben, of certain over tax on property levied and collected from him for the year 1866," be referred to the sub-committee of the whole.

On motion of Mr. Nelson,

Resolved, That the Senate bill entitled "An act to authorize Peekskill Iron Company to construct a bridge over Peekskill creek, in the town of Cortland, Westchester county," be referred to the sub-committee of the whole.

On motion of Mr. Nelson,

Resolved, That the bill entitled "An to incorporate the Peekskill Water Works Company," be referred to the sub-committee of the whole.

On motion of Mr. Quinn,

Resolved, That the bill entitled "An act to confirm and render valid the official and corporate acts of the North-Western Dispensary in the city of New York," be referred to the sub-committee of the whole.

On motion of Mr. Quinn,

Resolved, That the bill entitled "An act empowering judges and justices of courts in the city of New York to take acknowledgments of deeds and other instruments for record," be referred to the sub-committee of the whole.

On motion of Mr. Gifford,

Resolved, That the bill entitled "An act to amend an act to authorize Edwin C. Bowen to establish and maintain a ferry across the Cayuga lake, at Union Springs, passed April 28, 1867," be referred to the sub-committee of the whole.

On motion of Mr. Parshall,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Newark,'" be referred to the sub-committee of the whole.

On motion of Mr. Dayton,

Resolved, That the bill entitled "An act to amend chapter 365 of the Laws of 1862, entitled 'An act to authorize the discharge of mortgages of record in certain cases,'" be referred to the sub-committee of the whole.

On motion of Mr. Pond,

Resolved, That the bill entitled "An act to amend an act to provide for keeping in repair the highway leading from Sacandaga river to Mount Pleasant, passed April 12, 1862," be referred to the sub-committee of the whole.

On motion of Mr. Pond,

Resolved, That the bill entitled "An act to amend the charter of the village of Saratoga Springs," be referred to the sub-committee of the whole.

On motion of Mr. Pond,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to provide for the appointment of a police justice of the village of Saratoga Springs,' passed May 14, 1845, and the acts amendatory of said act, passed March 27, 1857," be referred to the sub-committee of the whole.

On motion of Mr. Pond,

Resolved, That the bill entitled "An act to amend the charter of Saratoga Springs, passed March 26, 1866, and for the purpose of securing a

supply of pure and wholesome water for the use of said village," be referred to the sub-committee of the whole.

On motion of Mr. Decker,

Resolved, That the bill entitled "An act to provide for the promotion of the public health, by draining certain swamp lands in the town of Northfield, in Richmond county," be referred to the sub-committee of the whole.

On motion of Mr. Decker,

Resolved, That the bill entitled "An act to authorize the ditching, daining, sewerage and filling in of lands in the village of Edgewater," be referred to the sub-committee of the whole.

On motion of Mr. Decker,

Resolved, That the bill entitled "An act to legalize the acts of Francis Hamilton as notary public," be referred to the sub-committee of the whole.

On motion of Mr. Mallison,

Resolved, That the Senate bill entitled "An act to amend chapter 761 of the Laws of 1865, entitled 'An act to incorporate the Bayside and New York Ferry Company,'" be referred to the sub-committee of the whole.

On motion of Mr. Eaton,

Resolved, That the bill entitled "An act to authorize the town of Manlius, Onondaga county, to appropriate money for the erection of a monument to the memory of soldiers killed in the late war," be referred to the sub-committee of the whole.

On motion of Mr. Skeels,

Resolved, That the bill entitled "An act in relation to common schools in the city of Lockport," be referred to the sub-committee of the whole.

On motion of Mr. Bradstreet,

Resolved, That the bill entitled "An act empowering the board of supervisors of Monroe county to require bail from the superintendent of the Monroe county penitentiary," be referred to the sub-committee of the whole.

On motion of Mr. Torrey,

Resolved, That the bill entitled "An act to change the name of the First Congregational Society of Augusta and Gorham, to the First Congregational Church and Society of Rushville," be referred to the sub-committee of the whole.

On motion of Mr. Wendover,

Resolved, That the bill entitled "An act to provide for taxing dogs, and for the collection of such tax, and to create a fund to pay for injuries upon sheep occasioned by dogs, in the county of Columbia," be referred to the sub-committee of the whole.

On motion of Mr. S. Richardson,

Resolved, That the bill entitled "An act to authorize the street commissioner of the village of Belmont, in the county of Allegany, to lay out and establish a highway or street in said village," be referred to the sub-committee of the whole.

On motion of Mr. S. Richardson,

Resolved, That the bill entitled "An act in relation to building and repairing sidewalks in the village of Wellsville," be referred to the sub-committee of the whole.

On motion of Mr. Tarbox,

Resolved, That the bill entitled "An act to legalize the election of trustees and other officers of the village of Cary, Genesee county," be referred to the sub-committee of the whole.

On motion of Mr. Cornwall,

Resolved, That the bill entitled "An act to revive an act entitled 'An act respecting the appropriation of the waters of the Black river for the use of the Black River canal and the Erie canal feeder,' passed April 3, 1857, so far as the same may apply to the claims of George Smith, and the heirs of William Smith," be referred to the sub-committee of the whole.

On motion of Mr. Purdy,

Resolved, That the bill entitled "An act to amend an act to incorporate the West Farms fire department, passed April 17, 1858," be referred to the sub-committee of the whole.

On motion of Mr. Purdy,

Resolved, That the Senate bill entitled "An act to drain wet lands in town of Goshen, and widen and deepen the Rio Grand stream," be referred to the sub-committee of the whole.

On motion of Mr. Sherman,

Resolved, That the Senate bill entitled "An act to amend the acts to provide for the incorporation of religious societies, so far as the same relate to churches in connection with the Protestant Episcopal Church," be referred to the sub-committee of the whole.

On motion of Mr. Ray,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to amend and reduce to one act the several acts relating to buildings, and the keeping and storage of combustible materials in the city of New York,' passed May 4, 1863," be referred to the sub-committee of the whole.

Mr. W. S. Clark offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to aid in disseminating a knowledge of our government and laws among the masses of the people," be recommitted to the sub-committee of the whole, with instructions to make the following amendments, and report at any time:

In line 5 of section 1, strike out the words "three dollars," and insert the words "two dollars and fifty cents."

Strike out all in section 1 after the words "Court of Appeals reports" in the 7th line.

Strike out all in section 4, after the words "in such town," in line 4, and insert the words following: "Provided, however, that each district which is already supplied with a copy of this work, or may wish otherwise to supply themselves, shall be entitled to receive their share of the library money, on giving notice to the Superintendent of Public Instruction on or before the 4th day of July next."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

On motion of Mr. Moran,

Resolved, That the bill entitled "An act to amend title 10, chapter 8, part 3 of the Revised Statutes, relative to bawdy houses," be referred to the sub-committee of the whole.

On motion of Mr. Tower,

Resolved, That the bill entitled "An act to authorize the magistrates in the city of New York to commit orphans and friendless children to the care of the society known as the Shepherd's Fold of the Protestant Episcopal Church, in the State of New York," be referred to the sub-committee of the whole.

On motion of Mr. McKiever,

Resolved, That the bill entitled "An act to regulate the ferriage upon funerals crossing the Brooklyn, Williamsburgh and Greenpoint ferries, in the city and county of New York, and the counties of Kings and Queens," be referred to the sub-committee of the whole.

On motion of Mr. Juliand,

Resolved, That the bill entitled "An act for the relief of certain religious societies in the city and county of New York, and in the counties of Kings and Westchester," be referred to the sub-committee of the whole.

On motion of Mr. Juliand,

Resolved, That the bill entitled "An act to vest certain real estate in the town of Marlborough, Ulster county, and to establish a public highway," be referred to the sub-committee of the whole.

On motion of Mr. Nicholson,

Resolved, That the Senate bill entitled "An act to release to Catharine Chadwick the interest of the State in certain moneys arising on a sale of real estate, now held by the surrogate of Oneida county," be referred to the sub-committee of the whole.

On motion of Mr. Skillman,

Resolved, That the bill entitled "An act to incorporate the Mutual Protection Hook, Ladder and Bucket Company No 1, of Hicksville, in the town of Oyster Bay, Queens county," be referred to the sub-committee of the whole.

On motion of Mr. Jacobs,

Resolved, That the bill entitled "An act to regulate the planting of oysters in Gravesend, Kings county," be referred to the sub-committee of the whole.

On motion of Mr. Jacobs,

Resolved, That the bill entitled "An act authorizing the supervisors of the several counties in the Second Judicial district, not including the county of Kings, to appropriate and pay compensation to justices of the Supreme Court and to stenographers for said court," be referred to the sub-committee of the whole.

On motion of Mr. Hasbrouck,

Resolved, That the bill entitled "An act to incorporate the Vesuvius Fireproof Warehousing Company," be referred to the sub-committee of the whole.

On motion of Mr. Hasbrouck,

Resolved, That the bill entitled "An act to incorporate Lafayette Fire Engine Company No. 1, of South Rondout, in the town of Esopus, and county of Ulster," be referred to the sub-committee of the whole.

On motion of Mr. Gifford,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to amend the act entitled An act to regulate free schools in the city of Auburn,' passed April 10, 1850, passed March 19, 1866," be referred to the sub-committee of the whole.

On motion of Mr. C. L. Smith,

Resolved, That the bill entitled "An act to extend and improve Fourth street, Brooklyn, E. D.," be referred to the sub-committee of the whole.

On motion of Mr. Flach,

Resolved, That the Senate bill entitled "An act to release the interest of the people of the State of New York, in and to certain lands in the city of Buffalo, to Peter Gowans," be referred to the sub-committee of the whole.

On motion of Mr. Chapman,

Resolved, That the bill entitled "An act to authorize the Commissioners of the Land Office to vacate a certain patent issued to William Hamilton to lands claimed by the widow and heirs of William Johnson, deceased, of the Oneida Indians," be referred to the sub-committee of the whole.

On motion of Mr. Rider,

Resolved, That the bill to amend an act entitled "An act to provide for the drainage of the low lands in the north part of the town of Amherst, in the county of Erie, passed April 12, 1867," be referred to the sub-committee of the whole.

On motion of Mr. Jones,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to amend the act entitled An act to consolidate the cities of Brooklyn and Williamsburgh and the town of Bushwick into one municipal government, and to incorporate the same,' passed April 17th, 1854, passed March 28th 1865," be referred to the sub-committee of the whole.

On motion of Mr. Starr,

Resolved, That the Senate bill entitled "An act to amend an act incorporating the village of Port Jervis," be referred to the sub-committee of the whole.

On motion of Mr. Starr,

Resolved, That the bill entitled "An to prevent frauds in the sale of tickets to passengers upon railroads, steamboats and steamships," be referred to the sub-committee of the whole.

On motion of Mr. W. S. Andrews,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to open a square, to be known as Lafayette square, in the city of Brooklyn,' be referred to the sub-committee of the whole.

Mr. Bradstreet, from the committee on canals, to which was referred three petitions of citizens of Fabius, Onondaga county, for repairs to the outlet of De Ruyter reservoir, reported a bill entitled "An act to authorize the Canal Commissioners to construct embankments and walls on the west bank of the outlet of De Ruyter reservoir, in the town of Fabius," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Bradstreet, from the committee on canals, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to provide for the construction of a culvert under the Erie canal, in the village of Canastota,' passed April 10, 1867," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Bradstreet, from the committee on canals, to which was referred the bill, No. 155, as amended by the Senate, reported thereon as follows:

The committee on canals, to which was recommitted the Assembly bill, No. 155, entitled "An act in relation to the Canal Department, and to abolish the Contracting Board," as amended by the honorable the Senate, report that they have carefully considered such amendments, and recommend that a respectful message be sent to the honorable the Senate, that the House does non-concur in said amendments of the Senate.

N. C. BRADSTREET,
L. P. DAYTON,
W. H. CHAPMAN,
J. R. BUTTON,
JOHN GALVIN,

Committee.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative.

Mr. Irving, from the committee on railroads, to which was referred the petition for a law to protect passengers on railroads, reported a bill entitled "An act the more effectually to prevent the liability of accidents to, and for the better information of, travellers upon railway passenger cars in the State of New York," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to incorporate the Young Men's Association of the village of Cooperstown," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to incorporate the Continental Hall Company, at Greenpoint, in the city of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to legalize the acts of Heman I. Chapman, a justice of the peace in Yates county," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the petition of Hannah A. Thursby, for confirming title to certain real estate to her, reported a bill entitled "An act relating to lands in the city of Brooklyn, devised by John Thursby, deceased," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to authorize the establishment of a line of coaches in and through the Central park, of the city of New York," reported in favor of the passage of the same, with an amendment; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to authorize the board of supervisors of the counties of Oswego and Onondaga to raise money to complete the payments for the construction of the Schroepfel bridge, over Oneida river," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act for the relief the the commissioners of highways of the town of Rhinebeck, in the county of Dutchess," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the petition of citizens of Trenton, for an act to legitimize children of James Dennison, reported a bill entitled "An act to entitle Charlotte Ann Dennison, Mary Jane Dennison and Elizabeth Dennison to become legitimized as the children of James Dennison, deceased, and to become heirs at law of said James Dennison, and to enable them to receive pension from the United States," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to legalize the proceedings of the trustees of the village of Albion," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Pitts moved that said bill be recommitteed to said committee, with power to report complete.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Lounsbury, the bill to authorize the establishment of a line of coaches and vehicles in and through the Central park, of the city of New York, was recommitteed to the committee on the judiciary.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend section 1, chapter 182, Laws of 1846, in relation to the recording of wills," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to authorize the discharge of mortgages to Commissioners of United States Deposit Fund," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act providing for relief against illegal taxation in the counties of Herkimer, Otsego, Chenango, Madison, Onondaga, Saratoga and Fulton,' passed May 17, 1867," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act relative to Horace L. Barnes, a justice of the peace, in the county of Chenango, designated to hold courts of sessions in said county at the general election," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Juliard,

Resolved, That the Senate bill entitled "An act relative to Horace L. Barnes, a justice of the peace, in the county of Chenango, designated to hold courts of sessions in said county, at the general election held in November, 1867," be referred to the sub-committee of the whole.

By unanimous consent, on motion of Mr. Allis,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to amend an act to incorporate the Syracuse Savings Institution," passed March 30, 1849," and that the same be referred to the committee on banks, with power to report complete at any time.

By unanimous consent, on motion of Mr. D. Burns,

Resolved, That the bill entitled "An act to incorporate the Pawnors' Bank of the city of New York," be recommitteed to the committee on banks, with power to report complete at any time.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to vest the title to certain lands in the Westfield and Portland Union Cemetery Association, and to authorize said association to affirm and enforce certain allotments and

assessments," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lonsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act requiring the clerk of Onondaga to cause certain maps to be made and filed in his office," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act in relation to the inspection of gas pipes used in steamboats and other vessels in the State of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act to authorize the Port Richmond and Bergen Point Ferry Company to hold real estate, to increase its capital stock, and to fix rates of ferriage, and to increase its number of directors, and for other purposes," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act to incorporate the Milton Ferry Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act to amend an act in relation to quarantine, passed April 22, 1867," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the Hudson Highland Suspension Bridge Company, for the purpose of constructing a suspension bridge at a point between Verplanck's Point and Buttermilk Falls, on said river," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the New York Elevator Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the Yonkers and Alpine Ferry Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to amend chapter 115 of the Laws of 1865, entitled 'An act concerning the pilots of the channel of the East river, commonly called Hellgate,' passed April 15, 1847, as amended by act passed March 12, 1860, and again by act passed March 14, 1865," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on public education, to which was referred the Senate bill entitled "An act to enable Conrad Poppen-

husen to found an institution in the village of College Point," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was referred the bill entitled "An act to amend an act to reduce to one act the several acts relating to building, and the keeping and storing of combustible materials in the city of New York, passed May 4, 1866, and an act amendatory thereof, passed May 17, 1867," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act in relation to the election of superintendents of the poor and coroners, in the county of Kings,' passed April 7, 1858," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to authorize the common council of the city of Utica to borrow and disburse money for city purposes, and to levy and collect a tax to pay the same," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Chapman, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Cornwall | Jones | O'Reilly | C. L. Smith |
| W. S. Andrews | Daily | Juliand | Palmer | L. E. Smith |
| Balcom | Eaton | Keady | Parshall | Speaker |
| Bennet | Farley | Kinney | Penfield | Stevens |
| Bentley | Flach | La Bau | Pitts | Stewart |
| Bergen | J. L. Flagge | Lawrence | Pond | Sullard |
| Bigelow | F. H. Flagge | Lefler | Prince | Sumner |
| Bradstreet | Frear | Little | Quinn | Tarbox |
| Brush | Gleason | Loughran | Raber | Torrey |
| Buel | Guigou | Lounsbury | A. Richardson | Tower |
| Burhans | Halsey | Madden | S. Richardson | Underwood |
| Button | Hartman | Mallison | Rider | Van Valkenburgh |
| Campbell | Hasbrouck | Mann | Sargent | Wellington |
| Chapman | Howard | Matthewson | Selkreg | Wells |
| Chism | Hubbard | Miller | Sherman | Wendover |
| G. Clark | Humphrey | Moran | Skeels | Wiley |
| W. S. Clark | Irving | Nicholson | Skillman | Younglove |
| Clausen | Johnson | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act in aid of the construction of the Newsboys' Lodging House of the Children's Aid Society of the city of New York, and for the relief thereof," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was

referred the Senate bill entitled "An act authorizing the common council of the city of Poughkeepsie to build sewers therein," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to amend the act entitled 'An act to reduce the number of town and county officers, and town and county expenses,' &c., passed May 10, 1845," reported adversely thereto; which report was agreed to.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act for the preservation of mink and muskrat," reported adversely thereto; which report was agreed to.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to amend the several acts relating to the preservation of moose, wild deer, birds and fresh water fish," reported adversely thereto; which report was agreed to.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to provide for the drainage of low lands in the southern part of the town of Wilson, in the county of Niagara," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to amend an act entitled 'An act for the correction of assessments and equalization of taxes, being chapter 453 of the Laws of 1865,'" reported in favor of the passage of the same, with an amendment; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to reimburse William Winter, George B. Badgley and Jacob Vroman, money advanced and expended, and in liquidation of liabilities incurred by them as a war committee in filling the quota for the town of Schoharie, Schoharie county," reported in favor of the passage of the same, with an amendment; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to legalize the vote taken in the town of Leyden, to raise money to build a town hall," reported in favor of the passage of the same, with amendments, the title amended so as to read "An act to authorize a special town meeting in the town of Leyden, Lewis county, to vote upon the question of levying a tax in said town, for the purpose of building a town hall in the village of Talcottville, in said town;" which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act in relation to the county treasurer of Rensselaer county," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to exempt the property of firemen of the county of Richmond, to the amount of five hundred dollars, from taxation," with power to report complete,

reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to authorize the board of town officers to appoint an additional justice of the peace in the town of Albion, Oswego county," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Newark,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish,' passed May 13, 1867, passed January 24, 1868," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to enable the electors of the village of Genesee, to raise money in aid of the Wadsworth normal and training school, located in that village," reported in favor of the passage of the same, with amendments, the title amended so as to read "An act to enable the taxpaying electors of the village of Genesee to raise money in aid of the Wadsworth normal training school, located in that village," which report was agreed to, and said bill committed to the committee of the whole.

Mr. L. E. Smith moved that said bill be recommitted to said committee to report complete.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to authorize the board of supervisors of the county of Chautauqua to levy an additional highway tax on the taxable property of the town of Charlotte, in said county, and to authorize the highway commissioners of said town to borrow money to pay existing indebtedness of said town for highway and bridge purposes, and to repair the highways and bridges therein," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to enable the treasurer of Delaware county to make return of the non-resident taxes of the town of Colchester," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Burhans, said bill was read a third time.

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|------------|
| Ackert | Daily | Jones | Penfield | Speaker |
| W. S. Andrews | Dayton | Juliand | Place | Starr |
| Babcock | Eaton | Keady | Pond | Stevens |
| Balcom | Farley | Kiernan | Prince | Stewart |
| Bamler | Flach | Kinney | Purdy | Sullard |
| Bergen | J. L. Flagge | La Bau | Raber | Sumner |
| Bigelow | F. H. Flagge | Lawrence | Ranney | Topliff |
| Bradstreet | Frear | Lefler | Ray | Tower |
| Brush | Furman | Little | Reeve | Trainer |
| Buel | Gifford | Loughran | A. Richardson | Underwood |
| Burhans | Gleason | Madden | S. Richardson | Weed |
| Cady | Guigon | Mallison | Rider | Wellington |
| Campbell | Halsey | Matthewson | Selkreg | Wells |
| Chapman | Hasbrouck | Miller | Sherman | Wendover |
| G. Clark | Hubbard | Moran | Skeels | Williams |
| W. S. Clark | Humphrey | Nelson | Skillman | A. I. Wood |
| Cornwall | Irving | Palmer | L. E. Smith | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. O'Reilly, from the committee on the petitions of aliens, to which was referred the petition of Max Steininger, for the release of certain escheated lands, reported a bill entitled "An act to release the interest of the people of the State of New York in certain real estate in the city of New York to Max Steininger," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. O'Reilly, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chapman | Hubbard | Nelson | Skillman |
| Allis | Chism | Humphrey | O'Reilly | C. L. Smith |
| W. S. Andrews | W. S. Clark | Irving | Palmer | L. E. Smith |
| Babcock | Cook | Johnson | Pitts | Speaker |
| Balcom | Cornwall | Jones | Pond | Stewart |
| Bamler | Daily | Juliand | Prince | Sullard |
| Bennet | Decker | Keady | Purdy | Sumner |
| Bentley | Eaton | Kiernan | Raber | Topliff |
| Bergen | Farley | Kinney | Ranney | Torrey |
| Bigelow | Flach | La Bau | Ray | Tower |
| Bradstreet | F. H. Flagge | Lasher | Reeve | Underwood |
| Brush | Frear | Lawrence | A. Richardson | Van Valkenburgh |
| Buel | Furman | Loughran | S. Richardson | Wellington |
| Burhans | Galvin | Madden | Riley | Wiley |
| D. Burns | Glenn | Mallison | Sargent | Williams |
| P. Burns | Halsey | Matthewson | Selkreg | A. I. Wood |
| Cady | Hartman | McKiever | Sherman | Younglove |
| Cameron | Hasbrouck | Murphy | Skeels | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act in relation to the water front of the city of New York," reported in favor of the passage of the

same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to incorporate the Teutonia Savings Bank, of the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Newburgh Savings Bank,' passed April 13, 1852," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the West Side Savings Bank, to be located in the city of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Nelson, from the committee on railroads, to which was referred the Senate bill entitled "An act to extend the operation of chapter 448 of the Laws of 1865, being an act to facilitate the construction of railroads and tram-roads within the counties of Essex and Clinton, and to authorize the formation of companies therefor," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to amend chapter 483, Laws of 1867, being an act to prevent injury and loss of life to persons on railroad cars, and in relation to a uniform for the employees thereof," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Cameron, the bill entitled "An act to authorize the board of supervisors of the county of Chautauqua to levy an additional highway tax on the taxable property of the town of Charlotte, in said county, and to authorize the highway commissioners of said town to borrow money to pay the existing indebtedness of said town, for highway and bridge purposes, and to repair the highways and bridges therein," was recommitted to the committee on the internal affairs of towns and counties, with power to report complete.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to encourage and aid in building of railroads," reported the same for the consideration of the House; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Underwood, from a minority of the committee on canals, submitted the following:

MARCH 27, 1868.

To the Honorable the Assembly:

The undersigned, members of the canal committee, to whom was referred Assembly bill No. 155, entitled "An act in relation to the Canal Department, and to abolish the Contracting Board," as returned to the Assembly, amended by the honorable the Senate, would respectfully report, that we have duly considered the same, and are of the opinion that the best interests of the State imperatively demand that the bill, as amended by the Senate, should become a law. We would, therefore, recommend that this House concur in the amendments of the Senate.

All of which is respectfully submitted.

JAS. D. LASHER,
DAVID UNDERWOOD.

Said report was laid on the table.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act to amend chapter 565, Laws of 1867, entitled 'An act to incorporate the Buffalo City Railway Company,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize the town of Saratoga, in the county of Saratoga, to issue bonds to aid in the construction of a railroad from the village of Mechanicsville, to intersect the Glen's Falls railroad," reported in favor of the passage of the same; which report was agreed to.

On motion of Mr. Younglove, said bill was recommitted to the committee, with power to report complete.

Mr. Madden, from the committee on charitable and religious societies, to which was recommitted the bill entitled "An act for the incorporation of the Amsterdam Burial Ground Association," reported adversely thereto; which report was agreed to.

Mr. Madden, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to amend the certificate of incorporation of the New York Ophthalmic Hospital," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Madden, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to change the corporate name of the trustees of the Theological Seminary of the Associate Reformed Church of New York, and to provide for the election of trustees thereof," reported adversely thereto; which report was agreed to.

Mr. Madden, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act further to amend the charter of the Church Charity Foundation of the county of Kings, and to extend the territorial limits thereof," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Madden, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the New York State Board of Trustees, auxiliary to the National Board of Trustees or Board of Regents of the American Printing House and University for the Blind," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Madden, from the committee on charitable and religious societies, to which was recommitted the bill entitled "An act to amend the acts to provide for the incorporation of religious societies, so far as the same relate to churches in connection with the Protestant Episcopal Church," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Jones, from the committee on the affairs of cities, to which was referred the bill entitled "An act to extend Flushing avenue, in the city of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. O'Reilly, from the committee on the petitions of aliens, to which was referred the bill entitled "An act releasing the title of the State of New York to certain lands situated in Caledonia, Livingston county, of which Thomas Jenkins died seized," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to amend chapter 32 of the Laws of 1868, entitled 'An act to amend an act to authorize the villages of Sandy Hill and Fort Edward, in the county of Washington, to issue bonds to aid in the construction of a railroad for the village of Glen's Falls, to intersect the Saratoga and Whitehall railroad, in the village of Fort Edward,'" reported in favor of the passage of the same; which report was agreed to.

On motion of Mr. Furman, said bill was recommitted to the committee, with power to report complete at any time.

Mr. Bentley, from the committee on claims, to which was referred the petition of Frederick Reese, for relief, reported in writing and introduced a bill entitled "An act for the relief of Frederick Reese," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

(See Doc. No. 141.)

Mr. Bentley, from the committee on claims, to which was referred the petition of John E. Westlake, for relief, reported in writing and introduced a bill entitled "An act for the relief of John E. Westlake," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

(See Doc. No. 142.)

Mr. Campbell, from the committee on roads and bridges, to which was referred the bill entitled "An act to repeal chapter 776 of the Laws of 1865, passed June 16, 1865, entitled 'An act to exempt the towns of Moriah, in Essex county, from the operation of chapter 626 of the Laws of 1853, and chapter 495 of the Laws of 1855,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Campbell, from the committee on roads and bridges, to which was referred the bill entitled "An act to provide for rebuilding the Eddyville bridge, over the Rondout creek, in the county of Ulster, and declaring the same a free bridge," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to authorize the Peekskill Iron Company to construct a bridge over Peekskill creek, in the town of Cortlandt, Westchester county," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to authorize the laying out of a public highway in the towns of New Lots and Flatlands, in the county of Kings," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to incorporate the Rochester Bridge Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to enable the commissioners of highways of the town of Lowville to borrow money," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to authorize the construction and maintaining of a free bridge over the Susquehanna river, in the towns of Union and Vestal, and for the purchase of the franchise of the Union and Vestal Bridge Company, and to borrow money therefor," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Bennett, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|----------------|
| Ackert | Chism | Irving | Penfield | Stannard |
| Babcock | G. Clark | Johnson | Prince | Starr |
| Balcom | W. S. Clark | Jones | Purdy | Stewart |
| Bamler | Clausen | Juliand | Quinn | Sullard |
| Bennet | Cook | Keady | Raber | Sumner |
| Bentley | Cornwall | Kiernan | Ranney | Tarbox |
| Bergen | Dayton | La Bau | A. Richardson | Topliff |
| Bigelow | Eaton | Lawrence | S. Richardson | Torrey |
| Bradstreet | Flach | Little | Rider | Tower |
| Buel | J. L. Flagge | Loughran | Riley | Underwood |
| Burhans | F. H. Flagge | Lounsbury | Sargent | Van Valkenb'rg |
| D. Burns | Galvin | Mallison | Selkreg | Weed |
| P. Burns | Gifford | Mann | Sherman | Wells |
| Button | Glenn | Matthewson | Skeels | Williams |
| Cady | Halsey | Miller | Skillman | A. I. Wood |
| Cameron | Hartman | Nelson | C. L. Smith | F. H. Woods |
| Campbell | Hasbrouck | Palmer | L. E. Smith | Younglove |
| Chapman | Humphrey | Parshall | Speaker | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled, "An act to amend an act entitled 'An act to authorize the towns of West Farms, Morrisania and Yonkers to widen, make and extend a highway in said town, to be known or called the Central road or avenue,' passed April 13, 1865," reported in favor of the passage of the same; which report was agreed to.

On motion of Mr. Purdy, said bill was recommitted to the committee, with power to report complete at any time.

Mr. Penfield, from the committee on insurance companies, to which was referred the Senate bill entitled "An act to amend section 8 of chapter 463 of the Laws of 1853, in relation to incorporation in the city of New York, in relation to life and health insurance companies," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Penfield, from the committee on insurance companies, to which was referred the Senate bill entitled "An act to amend the charter of the American Tontine Life and Saving Insurance Company, of the city of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Humphrey, from the committee on public health, to which was referred the bill entitled "An act to incorporate the Orthopædic Dispensary, in the city of New York," reported in favor of the passage of the

same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was recommended the bill entitled "An act authorizing and directing the commissioners of the Central park, in the city of New York, to build and construct a stone stairway therein," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was referred the bill entitled "An act to incorporate the Pawnors' Bank, of the city of New York," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Bamler, from the committee on the affairs of cities, to which was referred the bill entitled "An act in relation to the clerk of the police justice of the city of Buffalo," reported the same for the consideration of the House; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to amend an act entitled 'An act to authorize the formation of railroad corporations, and to regulate the same,' passed April 2, 1850," reported adversely thereto; which report was agreed to.

Mr. Penfield, from the committee on the affairs of villages, to which was recommended the bill entitled "An act to incorporate the village of Corfu," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Quinn,

Resolved, That the Senate bill, being an act to amend an act to amend and reduce to one act the several acts relating to buildings, and the keeping and storage of combustible materials, be recommended to the committee on the judiciary.

By unanimous consent, on motion of Mr. Prince,

Resolved, That the bill entitled "An act to aid in the construction of railroads," be printed and placed on the files of the House.

Mr. Allis, from the select committee appointed to investigate the charges of corruption and bribery, preferred by Mr. Glenn, reported in writing as follows:

To the Hon. the Assembly of the State of New York:

The special committee appointed in pursuance of a resolution of your honorable body to investigate the charges of corruption made by Hon. E. M. K. Glenn against the railroad committee and members of the House, and to whom the following specific charge was referred, to wit:

"ASSEMBLY CHAMBER,
ALBANY, April 9, 1868. }

To the Hon. the Speaker of the Assembly:

I, Elijah M. K. Glenn, upon the sanctity of my official oath, charge that Alexander Frear, a member of this House, in conjunction with Mark M. Lewis, on the 27th day of March, 1868, by the offer to me of five hundred dollars, did attempt to influence my vote as a member of this House, upon the adoption of the report from the committee of the House on railroads, adverse to the act entitled "An act in addition to the acts concerning the Erie Railway Company," in violation of the official oath of the said Alexander Frear and the statute in such case provided. I therefore ask that Mr. Frear be relieved from serving upon

the committee appointed to investigate my charges, and that another member be substituted."

The above charges having been referred to the committee, with instructions on the part of the House, to wit:

"*Resolved*, That the communication made by Mr. Glenn be referred to the committee on investigation, to report forthwith, whether any action upon the part of the House in relation to any member of said committee be necessary."

The committee state that immediate action was taken, and beg leave to report that they met in the Clerk's room of the Assembly chamber, at 8 p. m., April 9th 1868. Subpœnas had been previously issued requesting the attendance at that hour, of Hon. E. M. K. Glenn, Hon. Alexander Frear, and Mark M. Lewis. Mr. Glenn had been before the committee, in obedience to a subpoena, at a previous session held at 9 o'clock, a. m., in the room of the committee on cities, and given his testimony in full on this and various other points. The Sergeant-at-arms stated that Mr. Glenn informed him in answer to the last subpoena, that he did not feel well enough to appear before the committee; and the committee being notified by Hon. G. M. Gleason, in the early part of its session, that in conversation with Mr. Glenn, the latter informed him that he had no additional testimony to give in the matter.

Mr. Glenn failing to attend the second time, we have been compelled to rely solely upon the testimony given by him at the morning session of the committee. Taking, therefore, his former evidence as the basis of his charges against Mr. Frear, the committee proceeded to examine such other witnesses as his evidence furnished any clue of possessing any knowledge on this point, and took the testimony of Mark M. Lewis, Hon. Alexander Frear, Hon. Henry Ray, Hon. Luke Ranney, and Hon. A. A. Brush, and herewith submit all the evidence bearing upon the specific charges against Mr. Frear.

It will be seen by that evidence, that Mr. Glenn swears that on the morning of the 27th day of March he was conversing with Hon. Charles H. Weed, of Cayuga, and Hon. Henry Ray, of Ontario, who were in the vicinity of his seat on the floor of this House; that the conversation turned upon money being used on the Erie railroad bill, they stating that there was money afloat. He inquired where? One of these gentlemen replied: "Go out in the cloak room and he could find it out; that they had already seen him talking to the man." Mr. Glenn swears that he proceeded to the cloak room and entered into conversation with Mr. Lewis, but that nothing was said to him in regard to money; that he returned to the Assembly chamber, and subsequently went back to the cloak room, when Mr. Lewis said to him, that he could have five hundred dollars if he would vote to sustain the report of the railroad committee; and, further, that if he would go back to his seat, a member would come to him and tell him that it was all right. This he declares that he did do, but no member came to him. After waiting a short time, according to his own statement, he returned to the cloak room and informed Mr. Lewis that no one had come to him. It appears that at this interview was the first that Mr. Frear's name was brought into this affair. Mr. Glenn testifies that Mr. Lewis asked him to go out and see Mr. Frear, which he declined, and Mr. Lewis then sent for Mr. Frear, who, it appears, did not leave his seat until he had been sent for several times.

The testimony of Mr. Glenn and the other witnesses at this point is at first glance apparently contradictory; but a closer examination will show that while Mr. Glenn swears that Mr. Frear told him that what Mr. Lewis said would be all right, and that both Mr. Frear and Mr. Lewis

swear that no such statement was made, it is clear that Mr. Glenn interpreted some other remark to mean that. Mr. Frear positively swears that Mr. Glenn asked him if he (Glenn) could get five hundred dollars if he voted to sustain the report of the committee, to which he (Frear) replied "No; that he was anxious to have the report of the committee sustained, and as far as he was concerned, he did not think this Legislature could afford to pass a bill of that kind," (referring to the Erie railroad bill); that Mr. Glenn then said that he had been talking with Mr. Lewis, and that at that point he (Frear) then turned around and left him (Glenn) saying: "Then go talk with Lewis," and went in and took his seat.

Mr. Lewis testified that he had had no authority from any person or parties to offer or pay money to any member for his vote on the Erie railroad bill; that he did not offer Mr. Glenn money, but merely stated the rumors that he had heard; that he could get five hundred dollars; that he had heard it said the Erie side were offering five hundred dollars down and five hundred dollars contingent, and the other side five hundred dollars.

Both Mr. Frear and Mr. Lewis swear that they had no conversation with each other upon this or any other matter, and that they were not even personally acquainted.

The evidence of Mr. Ray and Mr. Ranney shows that the sending of Mr. Glenn to the cloak room was a mere jest.

From these facts and others equally conclusive in the testimony we would respectfully report that, in our opinion the evidence does not furnish any justification for the charges made by Mr. Glenn against Mr. Frear, and we have unanimously come to the conclusion that the testimony fully exonerates him from this charge.

As an illustration of the reliability of Mr. Glenn's judgment and impressions against Mr. Frear, is the fact that the former swears that he knew certain members were guilty because they could not look him in the face.

Your committee conclude, and recommend that Mr. Frear's request to be excused from serving on the investigating committee be denied.

All of which is respectfully submitted.

AUG'S G. S. ALLIS.
J. B. BUTTON.
JAS. D. LASHER.
L. P. DAYTON.

The report of the committee was unanimously agreed to.

Mr. Frear addressed the House as follows:

"I realize the responsibility which attaches to public men when their votes and influence come in contact with measures involving the mightiest pecuniary interests, and storms of disappointment when those interests suffer legislative misfortune.

"No public man, executive, legislative or judicial, in his functions appears at this time to be exempt from slanders and assailants; and hence it must afford this House great satisfaction to find how completely the testimony exonerates me from any reproach or connection with this charge.

"That testimony is before you, and needs no words of mine for my vindication.

"I have never believed, nor do I now believe, that any public man can suffer from charges unless they are true; and, however wounding it may be to a man's pride, and his feeling for family or friends, to have his

name coupled with a malicious or slanderous charge, yet he and they must rely for satisfaction upon the ultimate proof.

"I became satisfied, on investigation of the facts, that the acts of the confederated Erie directors—trustees, as they were—constituted a high-handed fraud upon the rights of stockholders, and a violation of the common principles of honesty, which, if committed by men of humbler means and station, would have subjected them undoubtedly to punishment at the criminal bar; and I stood, if I may be allowed to say, prominently among eighty-two members of this House, against the audacious attempt of these stock jobbing conspirators to secure the sanction of legislative aid to such palpable frauds and atrocious violations of trust. And I was aware, in a general sense, as I presume each member voting with me was, of the malignant hostility to which which we might be subjected by a powerful monied combination; but I was not prepared to find their unscrupulous malice carried to such an extent as to blacken a member's character on such flimsy pretexts as appear by the evidence now before you; but desperate men resort to desperate means.

"It is a painful thing to recognize from the testimony that the immediate prompter of this accusation is an old man, who seems to have outlived everything but his malignity. That any member of this House should have lent himself to these men, to be their tool for such a wicked purpose, must be a matter of surprise to all.

"The member from Wayne stands without any justification, except the infirmities of mind and body, which the pastor of his church has felt it his duty to make known, in an apology to the public through the public press.

"Under other circumstances, it might have been due to the dignity of this House that the member from Wayne should have been subjected to the judgment of his fellow members, for an offence which nothing but his weakness palliates. As it is, I leave his case and mine in your hands, and to the consideration of an intelligent community.

"Mr. Speaker: It is due to myself that what I have said on the report of this committee should appear in the records of the House; for that reason I have reduced it to writing, and ask that it may be recorded in the Journal of this day."

Mr. Kiernan offered for the consideration of the House a preamble and resolution, in the words following:

Whereas, E. M. K. Glenn has, from his seat, as member of this House, publicly charged Alexander Frear with official dishonesty; and *whereas*, an impartial investigation has revealed the fact that these charges were not only untrue, but entirely unwarrantable.

Resolved, That in vindication of the character of Alexander Frear, whose reputation was grossly and wantonly assailed, E. M. K. Glenn be brought by the Sergeant-at-Arms before the bar of this House, and publicly censured by the Speaker.

Debate intervening;

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 59 }
{ NOES 46 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|---------|--------|-------------|
| W. S. Andrews | J. L. Flag | Jacobs | Miller | Sherman |
| Bamler | F. H. Flagge | Johnson | Moran | Skeels |
| Bentley | Furman | Jones | Murphy | Skillman |
| Bradstreet | Galvin | Keady | Nelson | C. L. Smith |

| | | | | |
|-------------|-----------|------------|----------|-----------------|
| Buel | Guigon | Kiernan | O'Reilly | Sumner |
| D. Burns | Halsey | Lefler | Penfield | Tower |
| P. Burns | Hartman | Little | Prince | Trainer |
| Campbell | Hasbrouck | Loughran | Purdy | Van Valkenb'rgb |
| Chism | Howard | Lounsbury | Quinn | Wells |
| W. S. Clark | Hubbard | Madden | Raber | Wiley |
| Decker | Humphrey | Matthewson | Reeve | F. H. Woods |
| Flach | Irving | McKiever | Riley | |

Those who voted in the negative, were

| | | | | |
|----------|----------|-----------|---------------|------------|
| Babcock | Cornwall | Mallison | S. Richardson | Sullard |
| Balcom | Daily | Mann | Rider | Tarbox |
| Bennet | Eaton | Nicholson | Root | Topliff |
| Bergen | Farley | Palmer | Sargent | Torrey |
| Bigelow | Gifford | Pitts | Selkreg | Weed |
| Cady | Gleason | Place | L. E. Smith | Wellington |
| Cameron | Juliland | Pond | Speaker | Wendover |
| G. Clark | Kinney | Ranney | Starr | A. I. Wood |
| Clausen | Lawrence | Ray | Stewart | Younglove |
| Cook | | | | |

When the name of Mr. Mallison was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Lasher was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

When the name of Mr. Allis was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

When the name of Mr. Brush was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

When the name of Mr. Dayton was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

When the name of Mr. Frear was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

When the name of Mr. Irving was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Keady was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Kiernan was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Kinney was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Quinn was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Little was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Raber was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Sumner was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Mr. Frear moved that all action on said resolution be postponed until the committee on investigation make their final report.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to authorize certain towns in Oneida county to issue bonds and take stock in any company now organized, or that may be hereafter organized, within two years after the passage of this act, for the purpose of building a railroad from Clinton, Oneida county, to Rome in said county."

"An act to authorize the making and opening of a road or avenue from Mamaroneck harbor, in the town of Mamaroneck, in the county of Westchester, to some point in the village of White Plains, in the county of Westchester, to be called Mamaroneck avenue."

"An act authorizing the levying of an annual tax upon the lot owners in the Lyons Rural Cemetery for the improvement thereof."

"An act in relation to the commissioners of excise for the county of Erie, and to regulate the granting of licenses therein."

"An act to provide for the laying out of public highways in the town of Eastchester, county of Westchester."

"An act to authorize the board of supervisors of Erie county to levy a tax upon the town of Aurora for the benefit of the Aurora Academy."

"An act to consolidate school districts Nos. 1 and 2 of the town of Pelham, county of Westchester."

"An act declaring certain lands not exempt from taxation, and providing for the payment of the taxes due thereon from the years 1863 to 1868 inclusive."

"An act to incorporate the Seventeenth Ward Savings Bank of the city of New York."

"An act appointing Jesse P. Haines, Elijah C. Odell, and Moses C. Crapsey, commissioners for draining certain lands in the town and city of Lockport, in the county of Niagara."

"An act to amend an act entitled 'An act to amend the charter of the village of Johnstown, and the several acts amendatory thereof, and to extend the boundary of said village.'"

"An act to consolidate the several school districts and parts of dis-

tricts within the corporate limits of the village of Johnstown, and to establish a union graded school therein."

"An act to define the boundaries of the village of Livingstonville, Schoharie county, and in relation to highway labor therein."

"An act in relation to chapter 839 of the Laws of 1866, relative to the consolidation of school districts Nos. 7 and 28, in the town and county of Onondaga."

"An act to provide for the examination of the accounts and operations of the several commissions in the city of Brooklyn."

"An act to regulate, grade and macadamize the Westchester turnpike and Boston post road, a highway from the village of West Farms to Byram River bridge, in the town of Rye."

"An act to amend an act entitled 'An act to alter the commissioners' map of the city of Brooklyn, and to provide for the widening and improving of Third street, in said city, passed April 17, 1860, and the acts supplementary thereto."

"An act to amend an act entitled 'An act to provide for the widening and improvement of Union street, in the city of Brooklyn,' passed April 27, 1866, and to confirm the acts of the board of improvement thereby created."

"An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of villages,' passed December 7, 1867, so far as the same relates to the village of Mount Vernon, and to confer additional powers upon the trustees thereof, passed May 5, 1863."

"An act to incorporate the New York Hotel, Restaurant and Steamship Bakers' and Pastry Cooks' Association of the city of New York."

"An act to amend an act entitled 'An act to provide for the enrollment of the militia, the organization and discipline of the national guard of the State of New York, and for the public defence,' passed April 23, 1862, designated as the Military Code of the State of New York."

"An act to amend an act entitled 'An act for the support and relief of the poor, and for the government of the poor department in the county of Erie,' passed April 19, 1867."

"An act to enable Henry Smith, of the town of Guilderland, Albany county, to set apart a plot of ground for a family graveyard, and to secure the same forever from sale for taxes, and from alienation by deed or otherwise."

Mr. Speaker presented the following resolution from the Senate:

Resolved, That a respectful message be sent to the honorable the Assembly, requesting that body to return to the Senate the Assembly bill entitled "An act to incorporate the Bickur Cholim Benevolent Society, of Newburgh."

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Hartman moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Sumner introduced a bill entitled "An act to amend chapter 554 of the Laws of 1865, entitled 'An act to establish a Capital Police district, and to provide for the government thereof,'" which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Sumner, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|-----------|-----------------|
| Ackert | Clausen | Jacobs | Nicholson | O. L. Smith |
| Allis | Cornwall | Jones | Parshall | Speaker |
| W. S. Andrews | Daily | Juliland | Penfield | Starr |
| Babcock | Dayton | Kiernan | Prince | Stevens |
| Balcom | Eaton | Kinney | Purdy | Stewart |
| Bamler | Farley | La Bau | Quinn | Sullard |
| Bennet | Flach | Lawrence | Raber | Sumner |
| Bradstreet | F. H. Flagge | Little | Ranney | Topliff |
| Bruah | Frear | Lounsbury | Ray | Torrey |
| Buel | Galvin | Madden | Reeve | Van Valkenburgh |
| Burhans | Gifford | Mann | Rider | Weed |
| P. Burns | Halsey | Matthewson | Riley | Wellington |
| Cameron | Hartman | McKiever | Rogers | Wells |
| Campbell | Hasbrouck | Miller | Root | Wendover |
| Chism | Hubbard | Murphy | Skeels | F. H. Woods |
| G. Clark | Humphrey | Nelson | Skillman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. F. H. Woods introduced a bill entitled "An act in relation to joint stock companies and associations," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Chism introduced a bill entitled "An act to amend section 10 of an act passed April 17, 1857, forming town insurance companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance companies.

Mr. Burhans introduced a bill entitled "An act to legalize the acts and proceedings of Daniel Hanks, as justice of the peace of the town of Andes, county of Delaware," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Burhans, said bill was referred to the committee on the judiciary, with power to report complete at any time.

Mr. Cornwall introduced a bill entitled "An act to authorize the town of Shawangunk, Ulster county, to borrow money to rebuild bridges," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

Also, a bill entitled "An act to regulate and establish the place of holding the annual town meeting in and for the town of Shawangunk, Ulster county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

Mr. Jacobs introduced a bill entitled "An act to extend, lay out, open and grade Atlantic avenue, from East New York avenue, in the town of New Lots, to the county line," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

Mr. Speaker introduced a bill entitled "An act in relation to the court of common pleas in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Frear introduced a bill entitled "An act to alter the map or plan of certain portions of the city of New York, and for the laying out and improvement of the same," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

By unanimous consent, on motion of Mr. Skeels,

Resolved, That the bill entitled "An act in relation to joint stock companies and associations," be referred to the committee on the judiciary, with power to report complete at any time.

Mr. Allis introduced a bill entitled "An act to confirm certain resolutions of the common council of the city of Syracuse, passed March 30, 1868," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Allis, said bill was referred to the committee on the affairs of cities, with power to report complete at any time.

Mr. Torrey introduced a bill entitled "An act to authorize the laying out, opening and working of a public highway in the village of Canandaigua, Ontario county, and raising money to defray the expenses of working said highways," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Also, a bill entitled "An act to repeal chapter 450 of Laws of 1867, entitled 'An act to lay out a highway in Canandaigua, and to provide for the expense of laying out the same,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

Mr. Humphrey introduced a bill entitled "An act to amend an act entitled 'An act in relation to police commissioners and police officers in the village of Cold Spring, Putnam county,' passed March 21, 1866," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Humphrey, said bill was referred to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. Madden,

Resolved, That the bill entitled "An act to amend chapter 507 of the Laws of 1863," be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

By unanimous consent, on motion of Mr. Skillman,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to incorporate the village of College Point, Queens county,' passed April 5, 1867," be recommitted to the committee on the affairs of villages, with power to report complete.

Mr. Lawrence introduced a bill entitled "An act to incorporate the Hebrew Christian Brotherhood," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

Mr. Lounsbury introduced a bill entitled "An act to increase the capital stock, and amend the articles of association of the Kingston Building Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

By unanimous consent, on motion of Mr. Purdy,

Resolved, That the Senate bill entitled "An act to incorporate the German Savings Bank for the town of Morrisania," be recommitted to the committee on banks to report complete at any time.

By unanimous consent, on motion of Mr. Purdy,

Resolved, That the Senate bill entitled "An act to amend an act to incorporate the People's Savings Bank of the town of Yonkers, in the county of Westchester, passed April 5, 1866," be recommitted to the committee on banks, to report complete at any time.

Mr. Balcom introduced a bill entitled "An act further to amend an act entitled 'An act to encourage and promote education in the village of Corning,' passed April 18, 1869," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Balcom, said bill was referred to the committee on public education, with power to report complete at any time.

By unanimous consent,

Mr. Daily offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to authorize the Canal Commissioners to construct a farm bridge over the Champlain canal, on the farm of George F. Dudley, in the town of Fort Ann, in the county of Washington," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Speaker,

Resolved, That the Senate bill entitled "An act to construct a railroad in One Hundred and Twenty-fifth street," be referred to the committee on railroads, with power to report complete at any time.

Mr. Murphy moved that the House take a recess until 7½ o'clock P. M.

Mr. Starr moved to amend by striking out "7½," and inserting in lieu thereof "3½."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, the House took a recess until 3½ o'clock P. M.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

On motion of Mr. Hasbrouck,

Resolved, That the bill entitled "An act in relation to the examination of the accounts of the Treasurer and other State officers," be referred to the committee on the judiciary, with power to report complete at any time.

On motion of Mr. Hasbrouck,

Resolved, That the bill entitled "An act to facilitate the construction of the New York and Albany railroad, and to authorize the issuing and guaranteeing of bonds," be taken from its order and referred to the committee on ways and means, with power to report complete at any time.

On motion of Mr. Parshall,

Resolved, That the bill entitled "An act to incorporate the Clyde Savings Bank," be referred to the committee on banks, with power to report complete at any time.

On motion of Mr. Halsey,

Resolved, That the Senate bills, Nos. 74, 99, 100 and 220, being escheat bills, to release the interest of the State in certain lands to Mary Watt,

Isabella Jackson, Anthony Prodman and Charlotte Dalton, having been favorably reported to this House, be recommitted to the committee reporting the same, with power to report complete.

On motion of Mr. Guigou,

Resolved, That the bill entitled "An act conferring additional corporate power upon the village of Ellenville," be referred to the committee on the affairs of villages, to report complete at any time.

On motion of Mr. Lounsbury,

Resolved, That the bill to regulate the ferry between Rondout and Rhinebeck, on the Hudson river, known as the Rondout and Rhinebeck ferry, be recommitted to the committee on commerce and navigation, with power to amend as agreed upon by the parties, and report complete.

On motion of Mr. Lounsbury,

Resolved, That the bill entitled "An act to empower Ulster Lodge, No. 59, of the Independent Order of Odd Fellows of the State of New York, in the village of Saugerties, and county of Ulster, to hold and convey real and personal estate, and constitute the same a corporation," be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

On motion of Mr. Lounsbury,

Resolved, That the bill entitled "An act to incorporate the Saugerties Savings Bank," be referred to the committee on banks, with power to report the same complete at any time.

On motion of Mr. F. H. Woods,

Resolved, That the bill entitled "An act to provide for the organization and government of the police force of the city of Albany," be recommitted to the committee on the affairs of cities, with power to report complete.

On motion of Mr. Kinney,

Resolved, That the bill to repeal section 3 of the charter of the Smithboro and Nichols Bridge Company, passed April 19, 1867, be recommitted to the committee on roads and bridges, with power to report complete at any time.

By unanimous consent,

Mr. Younglove offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act for the relief of Patterson Freeman," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Younglove,

Resolved, That the bill entitled "An act to amend chapter 455 of the Laws of 1847, entitled 'An act to amend an act entitled An act to reduce the number of town officers and town and county expenses, and to prevent abuses in auditing town and county accounts,' passed May 10, 1845," be referred to the committee on the internal affairs of towns and counties, with power to report complete.

By unanimous consent, on motion of Mr. Younglove,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the village of Ballston Spa,' passed May 12, 1855," be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

By unanimous consent, on motion of Mr. Root,

Resolved, That the bill entitled "An act for the relief of Henry Bradley

and Thomas McGurn, Jr.," be recommitted to the committee on ways and means, to report complete at any time.

Mr. Gleason offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to incorporate the city of Ogdensburgh," be considered in the next committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Bentley,

Resolved, That the Senate bill entitled "An act to incorporate the New York State Board of Trustees, auxiliary to the National Board of Trustees, or Board of Regents of the American Printing House and University for the Blind," be referred to the committee on charitable and religious societies, to report complete at any time.

Mr. Reeve offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act in relation to the Middletown, Unionville and Water Gap railroad," be referred to the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Allis,

Resolved, That the bill entitled "An act in relation to the Liverpool and Syracuse Railroad Company," be referred to the committee on railroads, to report complete at any time.

On motion of Mr. Allis,

Resolved, That the committee on charitable and religious institutions be empowered to report the bill entitled "An act to authorize the Methodist Episcopal Church, of the town of Cicero, county of Onondaga, to dispose of its real estate," complete at any time.

Mr. Nicholson offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to authorize the formation of a company to construct a railroad from the Utica and Black River railroad to Bellingertown and branches," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Farley,

Resolved, That the bill entitled "An act to authorize the commissioners of highways of the towns of Lockport and Newfane to purchase the Long Causeway turnpike," be referred to the committee on roads and bridges, with power to report complete at any time.

On motion of Mr. Hartman,

Resolved, That the bill to incorporate the New York and Brooklyn Iron Tubular Tunnel Company," be recommitted to the committee on commerce and navigation, with power to report complete at any time.

Mr. Bamler offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to authorize the construction of an iron bridge, with abutments and suitable approaches, over the Ohio canal at Fulton street, in the city of Buffalo," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Bamler offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to authorize the construction of an iron bridge, with abutments and suitable approaches, over the Erie canal, at Georgia street, in the city of Buffalo," be considered in the first committee of the whole not full

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. D. Burns,

Resolved, That the bill entitled "An act to authorize the corporation of the city of Albany to reduce the width of De Witt street, between Perry and Robin streets, in the city of Albany," be referred to the committee on the affairs of cities, with power to report complete at any time.

On motion of Mr. W. S. Clark,

Resolved, That the bill to authorize the borrowing of money, and the issue of bonds by the board of town auditors of the town of Varick, in the county of Seneca," be referred to the committee on the internal affairs of town and counties, to report complete at any time.

Mr. W. S. Clark offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to aid in disseminating a knowledge of our government and laws among the masses of the people," be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

On motion of Mr. Moran,

Resolved, That the Senate bill to incorporate the New York Elevator Company, be recommitted to the committee on commerce and navigation, with power to report complete at any time.

On motion of Mr. Matthewson,

Resolved, That the bill entitled "An act to amend section 6 of an act entitled 'An act for the publication of the Session Laws in two newspapers in each county of this State,' passed May 14, 1845," be referred to the committee on the judiciary, with power to report complete at any time.

On motion of Mr. Matthewson,

Resolved, That the bill entitled "An act to incorporate the New York Health and Accident Insurance Company," be recommitted to the committee on insurance companies, with power to report complete at any time.

On motion of Mr. Decker,

Resolved, That the bill entitled "An act to incorporate the German Benevolent Society of Staten Island," be referred to the sub-committee of the whole.

On motion of Mr. Bradstreet,

Resolved, That the bill empowering the board of supervisors of Monroe county to require bail from superintendent of penitentiary of Monroe county, be referred to the committee on the judiciary, with power to report complete at any time.

On motion of Mr. W. S. Andrews,

Resolved, That the bill entitled "An act to authorize the construction

of a railroad in Third street and in certain other streets and avenues in the city of New York," be referred to the committee on railroads, with power to report complete at any time.

On motion of Mr. W. S. Andrews,

Resolved, That the bill entitled "An act to prevent cruelty to children," be referred to the committee on the judiciary, with power to report complete at any time.

On motion of Mr. W. S. Andrews,

Resolved, That the bill entitled "An act amending chapter 538 of the Laws of 1865, in relation to the New York and Brooklyn Petroleum Floating Storage Company," be referred to the committee on commerce and navigation, with power to report complete at any time.

On motion of Mr. Mann,

Resolved, That the bill entitled "An act to authorize the construction of an iron bridge over the Black river canal, in the village of Port Leyden, in the county of Lewis," be referred to the committee on canals, to report complete at any time.

On motion of Mr. Mann,

Resolved, That the Senate bill to legalize the acts of Joshua S. Bliss, a justice of the peace, be referred to the committee on the judiciary, with power to report complete at any time.

On motion of Mr. C. L. Smith,

Resolved, That the Senate bill entitled "An act to amend section 8 of chapter 463 of the Laws of 1853, in relation to corporations in the city of New York, in relation to life and health insurance companies," be recommitted to the committee on insurance companies, with power to report complete at any time.

On motion of Mr. Tower,

Resolved, That the bill entitled "An act to abolish the Banking Department," be recommitted to the committee on banks, with power to report complete at any time.

On motion of Mr. Tower,

Resolved, That the bill entitled "An act to incorporate the Bushwick Savings Bank, of the city of Brooklyn," be recommitted to the committee on banks, with power to report complete at any time.

By unanimous consent, on motion of Mr. P. Burns,

Resolved, That the committee on the affairs of cities be discharged from the further consideration of the bill in relation to the Sheepshead Bay and Coney Island Stage Company, and that the same be committed to the committee of the whole.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the bill for the relief of Morenz Dorothea, be recommitted to the committee on the judiciary, with power to report complete at any time.

On motion of Mr. Mallison,

Resolved, That the bill entitled "An act in relation to the opening of certain streets in the city of Brooklyn," be referred to the committee on the affairs of cities, to report complete at any time.

On motion of Mr. Keady,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to incorporate the Mutual Savings Bank of Brooklyn,' passed April 24, 1867," be recommitted to the committee on banks, with power to report complete at any time.

Mr. Cornwall offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill to aid in the construction of the Utica and

Black River railroad, be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Bigelow,

Resolved, That the bill entitled "An act to amend chapter 97 of the Laws of 1865, entitled 'An act enabling the banks of this State to become associations for the purpose of banking under the laws of the United States,' be recommitted to the committee on banks, with power to report complete at any time.

Mr. Nicholson offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to incorporate the Forestport Railroad Company," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Rider,

Resolved, That the bill entitled "An act to incorporate the Hamburg Driving Park," be recommitted to the committee on the internal affairs of towns and counties, with power to report complete at any time.

Mr. Flach offered for the consideration of the House a resolution, in the words following:

Resolved, That five hundred copies of the annual report of the Quartermaster General be printed, for distribution to the National guard.

Mr. Speaker put the question, "Shall this resolution go to the Comptroller?" and it was determined in the affirmative.

On motion of Mr. W. S. Clark,

Resolved, That the bill entitled "An act to aid in disseminating a knowledge of our government and laws among the masses of the people," be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

On motion of Mr. Brush,

Resolved, That the bill entitled "An act authorizing the construction of a railroad from the end of the Long Wharf on the Hudson river, in the town of Fishkill, Dutchess county, to Matteawan, in said town," be recommitted to the committee on railroads, with power to report complete at any time.

On motion of Mr. Brush,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Dutchess County Mutual Insurance Company,' passed April 12, 1836," be referred back to the committee on insurance, with power to report complete.

On motion of Mr. Brush,

Resolved, That the bill entitled "An act to amend the several acts relating to the Hudson River Bridge Company at Albany, and authorizing the construction of a bridge across the Hudson river at Albany," be referred to the committee on roads and bridges, with power to report complete at any time.

On motion of Mr. Brush

Resolved, That the bill to incorporate the Citizens' Mutual Gaslight Company, of Poughkeepsie, be recommitted to the committee on the judiciary, with power to report complete at any time.

On motion of Mr. Brush,

Resolved, That the bill to incorporate the Rhinebeck Gas Company, be recommitted to the committee on the affairs of villages, with power to report complete at any time.

Mr. Brush offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill to incorporate the Rhinebeck and Rondout Ice Bridge and Passenger Company, be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Cook,

Resolved, That the bill entitled "An act to organize the Interior Lake and River Improvement and Railroad Company," be recommitted to the committee on railroads, with power to report complete at any time.

On motion of Mr. Juliard,

Resolved, That the Senate bill entitled "An act in relation to the Housatonic and Northern railroad, being an act to extend the time for the completion of the same," be recommitted to the committee on railroads, with power to report complete at any time.

On motion of Mr. Raber,

Resolved, That the bill entitled "An act to incorporate the American and Foreign Joint Stock Company," be recommitted to the committee on banks, with power to report complete at any time.

On motion of Mr. Raber,

Resolved, That the bill entitled "An act to incorporate the Ellsworth Club in the city of Brooklyn," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

On motion of Mr. Nelson,

Resolved, That the Senate bill entitled "An act to extend the operation of chapter 448 of the Laws of 1865, being an act to facilitate the construction of railroads and tram roads within the counties of Essex and Clinton, and to authorize the formation of companies therefor, to the counties of Dutchess, Putnam, Westchester and Orange," be recommitted to the committee on railroads, with power to report complete at any time.

On motion of Mr. Nelson,

Resolved, That the bill entitled "An to preserve and improve the Sparta burying ground, in the town of Ossining, in the county of Westchester," be recommitted to the committee on charitable and religious societies, for the purpose of amendment.

Mr. Skeels offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to incorporate the Cornwall Suspension Bridge Company, for the purpose of constructing and maintaining a suspension bridge, appurtenances and approaches to the same over the Hudson river, at a point or points at or below Butter Hill in the Highlands, to some proper point opposite thereto, on the east side of said river," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Button offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to authorize the construction

of a railroad from the village of Olean to the Erie railway depot at Olean," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Chism offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to more fully develop certain agricultural lands in the county of Albany," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. La Bau offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act authorizing an appropriation to preserve the State bridge across the Sacandaga river, in the county of Saratoga," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all members present voting in favor thereof.

On motion of Mr. Madden,

Resolved, That the bill entitled "An act to authorize the board of supervisors of Queens county to raise money to build a court house," be referred to the sub-committee of the whole.

Mr. Cornwall offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That the Legislature adjourn *sine die* on the 17th day of April instant.

Ordered, That said resolution be laid on the table.

On motion of Mr. Penfield,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the bill to authorize the Society of Agriculture and Horticulture, of Westchester county, to mortgage, lease or sell real estate, and that the same be recommitted to the committee on agriculture, to report the same complete at any time.

On motion of Mr. Topliff,

Resolved, That the Senate bill entitled "An act to incorporate the Yonkers and Alpine Ferry Company," be referred to the committee on commerce and navigation, with power to report complete.

Mr. Halsey offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act for the extension of the charter of the Greenpoint and Shelter Island Ferry Company," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Halsey offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to incorporate the Shelter Island Wharf and Improvement Company," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Riley:

Resolved, That the Senate bill entitled "An act to amend chapter 115 of the Laws of 1865, entitled 'An act concerning the pilots of the channel of the East river, commonly called Hellgate,' passed April 15, 1847, as amended by act passed March 12, 1860, and again by act passed March 14, 1865," be recommitted to the committee on commerce and navigation, with power to report complete at any time.

Mr. Ackert offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill relating to the Deaf and Dumb Institution, and which was referred to the sub-committee of the whole, be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Ackert called for the consideration of the resolution heretofore offered by him, in the words following:

Resolved, (if the Senate concur), That it shall be the duty of the Adjutant General, under the direction of the Governor, to cause a diploma to be engraved, with suitable and patriotic designs and legends, and to confer the same as an honorable testimonial upon all soldiers and sailors from the State of New York who enlisted or served in the army or navy of the United States during the late war for the Union, and who still continue in such service, or have been honorably discharged therefrom; which honorable testimonial shall bear the name of the person on whom it is conferred, and shall be attested by the Governor and Adjutant General.

Debate was had thereon, when

Mr. Brush moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the negative.

By unanimous consent, on motion of Mr. O'Reilley,

Resolved, That the bill to amend section 31 of chapter 873 of the Laws of 1866, passed May 4, 1866, and section 82 of chapter 939, passed May 17, 1867, be taken from the sub-committee of the whole and referred to the committee on the affairs of cities, with power to report the same complete at any time.

By unanimous consent, on motion of Mr. Matthewson,

Resolved, That the bill entitled "An act to incorporate the National Burglar Insurance Company, of the city of New York," be recommitted to the committee on insurance companies, with power to report complete at any time.

Mr. W. S. Clark called for the consideration of the resolution heretofore offered by him, in the words following:

Resolved (if the Senate concur), That each member of this Legislature, and the Clerks of the Senate and Assembly, be furnished with five copies of the Civil List for 1868, and that one copy thereof be furnished to each officer and reporter of the same.

Mr. W. S. Clark moved to amend said resolution by adding thereto the words "provided the expense thereof shall not exceed one dollar per copy."

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Juliland moved to amend by making the number one instead of five.

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution as amended, and it was determined in the affirmative.

The bill entitled "An act to consolidate the several school districts and parts of districts within the corporate limits of the village of Johnstown, and to establish a union graded school therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|----------|---------------|-------------|
| Ackert | Chapman | Halsey | Matthewson | Keels |
| Allis | Chism | Hartman | McKiever | Skillman |
| Babcock | G. Clark | Howard | Miller | C. L. Smith |
| Balcom | W. S. Clark | Hubbard | Nelson | L. E. Smith |
| Bamler | Clausen | Humphrey | Nicholson | Speaker |
| Bennet | Cornwall | Jacobs | O'Reilly | Starr |
| Bentley | Davis | Johnson | Parshall | Stevens |
| Bigelow | Dayton | Juliland | Penfield | Sullard |
| Bradstreet | Decker | Keady | Raber | Tarbox |
| Brush | Eaton | Kiernan | Ranney | Topliff |
| Buel | Farley | Kinney | Ray | Tower |
| Burbans | Flach | La Bau | Reeve | Trainer |
| D. Burns | F. H. Flagge | Lawrence | S. Richardson | Underwood |
| P. Burns | Frear | Lefler | Rider | Wellington |
| Cady | Furman | Little | Root | Wells |
| Cameron | Gleason | Mallison | Sargent | A. I. Wood |
| Campbell | Guigou | Mann | Selkreg | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the examination of the accounts and operations of the several commissions in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Jones | Palmer | C. L. Smith |
| Allis | Cornwall | Keady | Parshall | L. E. Smith |
| W. S. Andrews | Dayton | Kiernan | Penfield | Speaker |
| Babcock | Decker | Kinney | Pond | Starr |
| Balcom | Eaton | La Bau | Prince | Stevens |
| Bamler | Flach | Lefler | Purdy | Sullard |
| Bentley | F. H. Flagge | Little | Raber | Sumner |
| Bradstreet | Furman | Mallison | Ranney | Topliff |
| Buel | Gifford | Mann | S. Richardson | Tower |
| Burbans | Gleason | Matthewson | Rider | Underwood |
| D. Burns | Guigou | McKiever | Rogers | Van Valkenburgh |
| P. Burns | Halsey | Miller | Root | Weed |
| Button | Howard | Moran | Sargent | Wellington |
| Cady | Hubbard | Nelson | Selkreg | Wells |

Cameron
Campbell
W. S. Clark

Humphrey
Jacobs
Johnson

Nicholson
O'Reilly

Skeels
Skillman

A. I. Wood
Younglove

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to regulate, grade and macadamize the Westchester turnpike and Boston post road, a highway from the village of West Farms to Byram River bridge, in the town of Rye," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Allis | Decker | Johnson | Nelson | Sherman |
| Babcock | Eaton | Jones | Nicholson | Skeels |
| Balcom | Farley | Juliand | O'Reilly | Skillman |
| Bamler | Flach | Keady | Parshall | C. L. Smith |
| Bennet | F. H. Flagge | Kiernan | Penfield | Speaker |
| Bentley | Frear | Kinney | Pond | Starr |
| Bradstreet | Furman | La Bau | Prince | Stevens |
| Buel | Galvin | Lasher | Purdy | Stewart |
| Burhans | Gifford | Lefler | Quinn | Sullard |
| D. Burns | Gleason | Little | Ranney | Tarbox |
| Cady | Guigou | Mallison | Ray | Topliff |
| Cameron | Halsey | Mann | A. Richardson | Tower |
| Campbell | Hartman | Matthewson | S. Richardson | Underwood |
| G. Clark | Howard | McKiever | Rider | Weed |
| W. S. Clark | Hubbard | Miller | Root | Wellington |
| Cook | Humphrey | Moran | Sargent | A. I. Wood |
| Cornwall | Jacobs | Murphy | Selkreg | Younglove |
| Dayton | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Insurers' Indemnity Company, of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Allis | Cook | Humphrey | Nicholson | Skillman |
| Babcock | Cornwall | Jacobs | O'Reilly | C. L. Smith |
| Balcom | Dayton | Johnson | Parshall | L. E. Smith |
| Bamler | Decker | Jones | Penfield | Speaker |
| Bennet | Flach | Juliand | Prince | Starr |
| Bentley | F. H. Flagge | Kiernan | Quinn | Summer |
| Bradstreet | Frear | Kinney | Raber | Tarbox |
| Brush | Furman | La Bau | Ranney | Topliff |
| Buel | Galvin | Lefler | Reeve | Tower |
| Burhans | Gifford | Little | S. Richardson | Underwood |
| D. Burns | Gleason | Mallison | Rider | Van Valkenb'rgh |
| Button | Guigou | Mann | Riley | Weed |
| Cady | Halsey | Matthewson | Sargent | Wellington |
| Cameron | Hartman | McKiever | Selkreg | Wells |

Campbell
G. Clark
W. S. Clark

Howard
Hubbard

Miller
Moran

Sherman
Skeels

Wendover
Younglove

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Seventeenth Ward Savings Bank, of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|-------------|--------------|------------|---------------|----------------|
| Allis | Cook | Humphrey | Moran | Selkreg |
| Babcock | Cornwall | Irving | Murphy | Skeels |
| Balcom | Dayton | Jacobs | Nelson | Skillman |
| Bamler | Decker | Johnson | Nicholson | C. L. Smith |
| Bigelow | Farley | Jones | O'Reilly | L. E. Smith |
| Bradstreet | Flach | Juliland | Parshall | Starr |
| Brush | F. H. Flagge | Keady | Prince | Stevens |
| Burhans | Frear | Kiernan | Quinn | Sullard |
| D. Burns | Furman | Kinney | Raber | Tarbox |
| Button | Galvin | Lefler | Ranney | Tower |
| Cady | Gifford | Little | S. Richardson | Trainer |
| Cameron | Guigou | Mallison | Rider | Van Valkenb'rg |
| Campbell | Halsey | Matthewson | Riley | Weed |
| G. Clark | Hartman | McKiever | Root | Wellington |
| W. S. Clark | Howard | Miller | Sargent | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the New York Hotel, Restaurant and Steamship Bakers' and Pastry Cooks' Association, of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|----------------|
| Allis | Cornwall | Jacobs | Penfield | Skeels |
| Babcock | Dayton | Johnson | Prince | Skillman |
| Balcom | Decker | Kinney | Purdy | C. L. Smith |
| Bentley | Farley | La Bau | Quinn | Stevens |
| Bigelow | F. H. Flagge | Lawrence | Raber | Sullard |
| Brush | Frear | Mallison | Ranney | Tarbox |
| Buel | Furman | Mann | Reeve | Topliff |
| Burhans | Gifford | Matthewson | A. Richardson | Tower |
| D. Burns | Gleason | McKiever | Rider | Underwood |
| Cady | Guigou | Miller | Riley | Van Valkenb'rg |
| Cameron | Halsey | Murphy | Root | Wellington |
| Campbell | Hartman | Nelson | Sargent | Wendover |
| G. Clark | Hubbard | Nicholson | Selkreg | Younglove |
| W. S. Clark | Humphrey | Parshall | Sherman | |

For the negative,

Julland

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Fulton Benevolent Association, of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|-----------|----------------|
| Babcock | G. Clark | Hasbrouck | Nelson | Skeels |
| Balcom | W. S. Clark | Howard | Nicholson | Skillman |
| Bamler | Clausen | Hubbard | O'Reilly | L. E. Smith |
| Bennet | Cook | Jacobs | Parshall | Speaker |
| Bentley | Cornwall | Jones | Penfield | Starr |
| Bigelow | Decker | Juland | Place | Stevens |
| Bradstreet | Eaton | Keady | Prince | Stewart |
| Brush | Farley | Kiernan | Purdy | Sullard |
| Buel | Flach | Kinney | Quinn | Tarbox |
| Burhans | F. H. Flagge | La Bau | Raber | Topliff |
| D. Burns | Furman | Mallison | Ranney | Tower |
| P. Burns | Gifford | Mann | Reeve | Underwood |
| Button | Gleason | Matthewson | Rider | Van Valkenb'rg |
| Cady | Guigon | McKiever | Riley | Wellington |
| Cameron | Halsey | Miller | Root | Wells |
| Campbell | Hartman | Moran | Selkreg | Younglove |
| Chapman | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable the electors of the town of Hamilton, Madison county, to vote by districts for town officers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|----------------|
| Allis | Clausen | Humphrey | Palmer | Skeels |
| Babcock | Cornwall | Irving | Parshall | Skillman |
| Balcom | Dayton | Jacobs | Penfield | Speaker |
| Bamler | Decker | Jones | Pond | Starr |
| Bennet | Eaton | Juland | Prince | Stevens |
| Bentley | Farley | Keady | Purdy | Stewart |
| Bigelow | Flach | Kinney | Raber | Sullard |
| Bradstreet | F. H. Flagge | La Bau | Ranney | Tarbox |
| Brush | Frear | Lawrence | Ray | Tower |
| Buel | Furman | Lefter | A. Richardson | Trainer |
| Burhans | Galvin | Mallison | S. Richardson | Underwood |
| D. Burns | Gifford | Mann | Rider | Van Valkenb'rg |
| Cady | Gleason | Matthewson | Root | Weed |
| Cameron | Halsey | Miller | Sargent | Wellington |
| Chapman | Hartman | Moran | Selkreg | Wells |
| G. Clark | Hasbrouck | Nelson | Sherman | Younglove |
| W. S. Clark | Howard | Nicholson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Schenectady Astronomical Observatory," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Allis | Dayton | Johnson | Palmer | Skillman |
| Babcock | Decker | Juliand | Parshall | C. L. Smith |
| Balcom | Eaton | Keady | Penfield | L. E. Smith |
| Bennet | Farley | Kiernan | Place | Speaker |
| Bentley | F. H. Flagge | Kinney | Prince | Starr |
| Bigelow | Frear | La Bau | Purdy | Stevens |
| Bradstreet | Furman | Lefler | Raber | Stewart |
| Brush | Galvin | Mallison | Ranney | Sullard |
| Buel | Gleason | Mann | Ray | Tarbox |
| Burhans | Guigou | Matthewson | Reeve | Topliff |
| D. Burns | Halsey | McKiever | S. Richardson | Tower |
| Button | Hartman | Miller | Rider | Trainer |
| Cady | Howard | Moran | Root | Underwood |
| Campbell | Hubbard | Murphy | Sargent | Wellington |
| Chism | Humphrey | Nelson | Selkreg | Wendover |
| W. S. Clark | Irving | Nicholson | Sherman | A. I. Wood |
| Clausen | Jacobs | O'Reilly | Skeels | Younglove |
| Cornwall | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to incorporate the Syracuse Savings Institution,' passed March 30, 1849," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to amend an act entitled 'An act to provide for the enrolment of the militia, the organization and discipline of the National Guard of the State of New York, and for the public defence,' passed April 23, 1862, designated as the Military Code of the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Balcom | Dayton | Jones | Penfield | Skeels |
| Bamler | Decker | Keady | Prince | Skillman |
| Bentley | Eaton | Kiernan | Purdy | C. L. Smith |
| Bradstreet | Flach | Kinney | Quinn | L. E. Smith |
| Brush | F. H. Flagge | La Bau | Raber | Speaker |
| Buel | Frear | Lefler | Ranney | Starr |
| Burhans | Furman | Mallison | Ray | Stevens |
| D. Burns | Galvin | Mann | Reeve | Topliff |
| Button | Gifford | Matthewson | A. Richardson | Tower |
| Cameron | Gleason | McKiever | S. Richardson | Trainer |
| Campbell | Guigou | Miller | Rider | Underwood |

| | | | | |
|-------------|----------|-----------|---------|------------|
| Chapman | Halsey | Moran | Riley | Wellington |
| G. Clark | Hartman | Murphy | Rogers | Wells |
| W. S. Clark | Humphrey | Nelson | Root | Wiley |
| Clausen | Irving | Nicholson | Sargent | A. I. Wood |
| Cook | Jacobs | O'Reilley | Selkreg | Younglove |
| Daily | Johnson | Parshall | Sherman | |

Those who voted in the negative, were

| | | | | |
|---------|----------|----------|---------|---------|
| Babcock | Cornwall | Juliland | Stewart | Sullard |
|---------|----------|----------|---------|---------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend title 3, chapter 4, part 2 of the Revised Statutes, relating to the interest of money," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 69 }
{ NOES 16 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|----------------|
| Ackert | Decker | Humphrey | Miller | Sargent |
| Balcom | Eaton | Jacobs | Mann | Skeels |
| Bamler | Farley | Johnson | Murphy | Skillman |
| Bennet | Flach | Jones | Nelson | Speaker |
| Bentley | F. H. Flagge | Juliland | O'Reilley | Starr |
| Bradstreet | Frear | Keady | Parshall | Stevens |
| Brush | Furman | Kiernan | Place | Stewart |
| Buel | Galvin | Kinney | Purdy | Sullard |
| Burhans | Gifford | La Bau | Quinn | Tower |
| Campbell | Gleason | Little | Reeve | Trainer |
| Chapman | Guigon | Lounsbury | S. Richardson | Underwood |
| W. S. Clark | Halsey | Mallison | Rider | Van Valkenb'rg |
| Clausen | Hartman | Matthewson | Riley | Wells |
| Cornwall | Hubbard | McKiever | Root | |

Those who voted in the negative, were

| | | | | |
|----------|-----------|--------|-------------|------------|
| Bigelow | Mann | Prince | Selkreg | Topliff |
| D. Burns | Nicholson | Raber | L. E. Smith | Wellington |
| Cameron | Penfield | Ranney | Tarbox | A. I. Wood |
| G. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable Henry Smith, of the town of Guilderland, Albany county, to set apart a plot of ground for a family graveyard, and to secure the same forever from sale for taxes, and from alienation by deed or otherwise," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|----------|-----------|----------|
| Ackert | Decker | Jacobs | Murphy | Selkreg |
| Balcom | Eaton | Johnson | Nelson | Skillman |
| Bentley | Farley | Jones | O'Reilley | Speaker |
| Bigelow | Flach | Juliland | Parshall | Starr |
| Bradstreet | F. H. Flagge | Keady | Place | Stewart |

| | | | | |
|-------------|----------|------------|---------------|-----------------|
| Buel | Furman | Kiernan | Purdy | Sullard |
| Burhans | Galvin | Kinney | Quinn | Tarbox |
| D. Burns | Gifford | La Bau | Raber | Tower |
| P. Burns | Gleason | Little | Ranney | Trainer |
| Cameron | Guigon | Mallison | Reeve | Underwood |
| G. Clark | Halsey | Matthewson | S. Richardson | Van Valkenb'rgh |
| W. S. Clark | Hartman | McKiever | Rider | Wells |
| Clausen | Hubbard | Miller | Riley | A. I. Wood |
| Cornwall | Humphrey | Moran | Sargent | Younglove |
| Dayton | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Canal Appraisers to examine the claims of Charles Collins and others, for damages sustained in consequence of the erection of a dam on the Mohawk river," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 7 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|----------|-----------------|
| Ackert | Decker | Juliand | O'Reilly | Sargent |
| Balcom | Eaton | Keady | Parshall | Sherman |
| Bennet | Farley | Kiernan | Penfield | Skeels |
| Bentley | F. H. Flagge | Kinney | Place | Skillman |
| Bradstreet | Frear | La Bau | Prince | C. L. Smith |
| Brush | Galvin | Lasher | Purdy | Speaker |
| Buel | Gleason | Little | Quinn | Starr |
| D. Burns | Guigon | Mallison | Raber | Stewart |
| Button | Halsey | Mann | Ranney | Sullard |
| Cameron | Hartman | Matthewson | Ray | Tower |
| Chapman | Hubbard | McKiever | Reeve | Trainer |
| Clausen | Humphrey | Miller | Rider | Underwood |
| Cook | Jacobs | Moran | Riley | Van Valkenb'rgh |
| Cornwall | Johnson | Murphy | Rogers | Wendover |
| Dayton | Jones | Nelson | Root | Younglove |

Those who voted in the negative, were

| | | | | |
|---------|-------------|---------|---------|--------|
| Bigelow | G. Clark | Gifford | Selkreg | Tarbox |
| Burhans | W. S. Clark | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to provide for the incorporation of villages,' passed December 7, 1847, and the several acts amending the same, so far as relates to the village of Baldwinsville, Onondaga county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|-----------|----------|----------|
| Ackert | G. Clark | Hasbrouck | Murphy | Skeels |
| Allis | W. S. Clark | Hubbard | Nelson | Skillman |
| Babcock | Clausen | Humphrey | O'Reilly | Speaker |

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Balcom | Cornwall | Irving | Parshall | Starr |
| Bennet | Dayton | Jacobs | Penfield | Stevens |
| Bentley | Decker | Jones | Pond | Stewart |
| Bergen | Eaton | Juliaud | Prince | Sullard |
| Bigelow | Farley | Keady | Quinn | Sumner |
| Bradstreet | Flach | Kinney | Raber | Topliff |
| Brush | F. H. Flagge | La Bau | Ranney | Trainer |
| Buel | Frear | Lasher | Ray | Van Valkenburgh |
| Burhans | Furman | Lefler | S. Richardson | Wellington |
| D. Burns | Galvin | Little | Rider | Wells |
| Cady | Gifford | Mallison | Sargent | Wiley |
| Cameron | Gleason | Mann | Selkreg | A. I. Wood |
| Chapman | Guigon | Matthewson | Sherman | Younglove |
| Chism | Halsey | Miller | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to authorize the town of Crawford, in the county of Orange, to issue bonds and take stock in the Middletown and Crawford Railroad Company," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Starr, said bill was referred to the committee on railroads, with power to report complete at any time.

"An act to legalize and confirm certain proceedings of the school meetings held in joint district No. 4, of the towns of York, Livingston county, and Pavilion, Genesee county, in designating a site for a school house in said district, in voting a tax to purchase such site, and also build a school house thereon, and of the trustee of said district in causing such taxes to be levied and collected," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Tarbox, said bill was referred to the committee on public education, with power to report complete at any time.

"An act to authorize the city of Schenectady to purchase an additional steam fire engine," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to provide for the drainage of the low lands in the southeast part of the town of Cambria, in the county of Niagara," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

"An act to incorporate the Producers' and Dealers' Milk Company," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. ———, said bill was referred to the committee on trade and manufactures, with power to report complete at any time.

"An act to amend an act entitled 'An act to encourage and facilitate the construction of a railroad along the valley of the Upper Hudson, into the wilderness in the northern part of this State, and the development of the resources thereof,' passed April 27, 1863, and for the relief of the Adirondack Company, formed under said act," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. La Bau, said bill was committed to the committee of the whole.

"An act to incorporate the Veterans of the Twenty-second Regiment, Fourth Brigade, First Division, National Guard of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the militia and public defence.

"An act relating to the old burying ground in the village of Fulton, Oswego county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

"An act to amend an act entitled 'An act to amend an act entitled An act to incorporate the Rochester Water Works Company, passed April 16, 1852, to increase the capital stock, and authorizing the city of Rochester to aid in the construction of said works, pursuant to section 26 of said act, passed March 26, 1867,' and to repeal certain sections of an act entitled 'An act to authorize the city of Rochester to sell the stock of the Rochester and Genesee Valley Railway Company, and to assist in the construction of the water works,'" which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Bradstreet, said bill was laid on the table and substituted for the Assembly bill on the same subject.

"An act to incorporate the Pullman Pacific Car Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to amend an act entitled 'An act to incorporate the village of Coxsackie,' passed April 15, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

On motion of Mr. Murphy, at 5 o'clock and 40 minutes, the House took a recess until 7½ o'clock P. M.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

The Senate returned the bill entitled "An act in relation to the Canal Department, and to abolish the Contracting Board," with a message that they insist upon their amendments thereto, ask for a committee of conference, and have appointed Senators Stanford, Folger and Beach such committee on the part of the Senate.

Mr. Bradstreet moved that the request of the Senate for a committee of conference be granted.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed as such committee on the part of the Assembly, Messrs. Bradstreet, Chapman, Dayton, Sumner and Parshall.

Mr. Johnson, from the committee on the affairs of cities, to which was referred the bill entitled "An act to amend chapter 873 of the Laws of 1866, passed May 4, and section 32 of chapter 939, passed May 17, 1867, relating to buildings, and the keeping and storage of combustible materials in the city of New York," with power to report complete, reported the same complete, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Raber, from the committee on the affairs of cities, to which was referred the bill entitled "An act to amend an act entitled 'An act to consolidate the cities of Brooklyn and Williamsburgh and the town of

Bushwick into one municipal government, and to incorporate the same,' and sundry acts amendatory thereof and supplementary thereto," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Raber, from the committee on the affairs of cities, to which was referred the bill entitled "An act to close a portion of old Bushwick road or avenue, from Grand street to Marshall street, in the city of Brooklyn," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Jones, from the committee on the affairs of cities, to which was referred the bill entitled "An act in relation to the fire limits in the city of Brooklyn," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Jones, from the committee on the affairs of cities, to which was referred the bill entitled "An act to provide for the paving, in the city of Brooklyn, of Schermerhorn street, from Clinton street to Flatbush avenue, Lafayette avenue, from Flatbush to Bedford, Gates avenue, from Fulton to Bedford, with Belgian pavement," reported in favor of the passage of the same, with an amendment; which report was agreed to, and said bill committed to the committee of the whole.

The bill entitled "An act to incorporate the Palace Bazaar Company, and to authorize said company to build a bazaar in the city of New York, and carry on the business of buying and selling goods, wares and merchandise therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|----------|---------------|-------------|
| Ackert | Cook | Irving | Parshall | L. E. Smith |
| W. S. Andrews | Cornwall | Jacobs | Penfield | Speaker |
| Bamler | Dayton | Jones | Pitts | Stevens |
| Bennet | Decker | Keady | Prince | Stewart |
| Bergen | Eaton | Kiernan | Quinn | Sullard |
| Bradstreet | Flach | Kinney | Raber | Sumner |
| Brush | F. H. Flagge | La Bau | Ranney | Tarbox |
| Buel | Frear | Lasher | Reeve | Topliff |
| D. Burns | Furman | Loughran | S. Richardson | Tower |
| P. Burns | Galvin | Mallison | Sargent | Trainer |
| Button | Gleason | McKiever | Selkreg | Underwood |
| Chapman | Guigou | Miller | Sherman | Weed |
| Chism | Halsey | Nelson | Skeels | Wells |
| G. Clark | Hubbard | O'Reilly | Skillman | F. H. Woods |
| W. S. Clark | Humphrey | Palmer | C. L. Smith | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to facilitate the acquisition by the Dutchess and Columbia Railroad Company of the real estate required for the purposes of its incorporation, and to allow it to change the northern terminus of its road, and for other purposes,' passed April 22, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Ackert | Cornwall | Jones | Penfield | L. E. Smith |
| Bennet | Dayton | Keady | Pitts | Speaker |
| Bentley | Decker | Kinney | Prince | Stevens |
| Bergen | Eaton | La Bau | Purdy | Stewart |
| Bradstreet | Farley | Lasher | Quinn | Sullard |
| Brush | F. H. Flagge | Loughran | Raber | Sumner |
| Buel | Frear | Mallison | Ranney | Tarbox |
| D. Burns | Furman | Mana | Reeve | Topliff |
| Button | Galvin | Matthewson | S. Richardson | Tower |
| Cameron | Guigon | McKiever | Rider | Trainer |
| Campbell | Halsey | Miller | Sargent | Underwood |
| Chapman | Hubbard | Murphy | Selkreg | Van Valkenburgh |
| Chism | Humphrey | Nelson | Sherman | Weed |
| G. Clark | Irving | O'Reilly | Skeels | F. H. Woods |
| W. S. Clark | Jacobs | Palmer | Skillman | Younglove |
| Cook | Johnson | Parshall | O. L. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the Oswego Falls Agricultural Society," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Ackert | Cornwall | Kinney | Palmer | C. L. Smith |
| Babcock | Davis | La Bau | Parshall | L. E. Smith |
| Bentley | Decker | Lasher | Penfield | Speaker |
| Bergen | Eaton | Lawrence | Pitts | Starr |
| Bradstreet | Flach | Little | Place | Stevens |
| Brush | F. H. Flagge | Loughran | Prince | Stewart |
| Buel | Furman | Madden | Quinn | Sumner |
| Burhans | Gifford | Mallison | Raber | Tarbox |
| P. Burns | Guigon | Mann | Ranney | Topliff |
| Cameron | Halsey | Matthewson | Reeve | Tower |
| Campbell | Hubbard | McKiever | S. Richardson | Trainer |
| Chapman | Humphrey | Miller | Rider | Underwood |
| Chism | Irving | Moran | Root | Weed |
| G. Clark | Jacobs | Murphy | Sargent | Wells |
| W. S. Clark | Keady | Nelson | Selkreg | F. H. Woods |
| Clausen | Kiernan | O'Reilly | Skillman | Younglove |
| Cook | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Board of Trade of the city of Oswego," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|----------|--------|----------|-------------|
| Ackert | Cornwall | Jacobs | Palmer | C. L. Smith |
| Babcock | Dayton | Keady | Parshall | L. E. Smith |

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Bamler | Decker | Kiernan | Penfield | Speaker |
| Bennet | Eaton | Kinney | Pitts | Starr |
| Bergen | Farley | La Bau | Prince | Stevens |
| Bradstreet | F. H. Flagge | Lasher | Purdy | Stewart |
| Brush | Frear | Lefler | Quinn | Sullard |
| Buel | Furman | Little | Raber | Sumner |
| Burhans | Gifford | Loughran | Reeve | Tarbox |
| P. Burns | Guigon | Mallison | S. Richardson | Topliff |
| Button | Halsey | Mann | Rider | Trainer |
| Cameron | Hartman | Matthewson | Root | Underwood |
| Campbell | Howard | Miller | Selkreg | Van Valkenburgh |
| Chapman | Hubbard | Moran | Sherman | Wellington |
| G. Clark | Humphrey | Murphy | Skeels | F. H. Woods |
| W. S. Clark | Irving | Nelson | Skillman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Ursuline Convent," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Ackert | Clausen | Irving | Penfield | L. E. Smith |
| Bamler | Cornwall | Juliland | Pitts | Speaker |
| Bemus | Dally | Kiernan | Prince | Starr |
| Bennet | Dayton | Kinney | Quinn | Stevens |
| Bergen | Decker | La Bau | Raber | Stewart |
| Bradstreet | Eaton | Little | Ranney | Sullard |
| Brush | Farley | Loughran | S. Richardson | Sumner |
| Buel | Flach | Mallison | Rider | Topliff |
| Burhans | F. H. Flagge | Mann | Root | Tower |
| Button | Frear | Matthewson | Sargent | Trainer |
| Cady | Furman | Miller | Selkreg | Underwood |
| Cameron | Galvin | Moran | Sherman | Weed |
| Campbell | Guigon | Murphy | Skeels | Wells |
| Chism | Halsey | Nelson | Skillman | F. H. Woods |
| G. Clark | Hubbard | Palmer | C. L. Smith | Younglove |
| W. S. Clark | Humphrey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the village of Groton to remove the dead from the burying grounds in said village to the cemetery, and to authorize said village to hold the old burying grounds or sell the same, and to purchase a piece of land," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|---------|----------|---------|
| Ackert | G. Clark | Jacobs | Palmer | Speaker |
| Babcock | W. S. Clark | Keady | Parshall | Starr |
| Bamler | Cornwall | Kiernan | Penfield | Stevens |
| Bentley | Dally | Kinney | Pitts | Stewart |
| Bergen | Dayton | La Bau | Prince | Sullard |
| Bigelow | Decker | Lasher | Quinn | Sumner |

| | | | | |
|------------|--------------|-----------|-------------|-----------------|
| Bradstreet | Eaton | Lawrence | Baber | Tarbox |
| Brush | Farley | Little | Reeve | Topliff |
| Buel | Flach | Loughran | Rider | Tower |
| Burhans | F. H. Flagge | Mallison | Root | Trainer |
| D. Burns | Furman | Mann | Sargent | Underwood |
| P. Burns | Galvin | McKiever | Selkreg | Van Valkenb'rgh |
| Cameron | Guigou | Miller | Sherman | Weed |
| Campbell | Halsey | Moran | Skillman | Wells |
| Chapman | Hubbard | Nelson | C. L. Smith | F. H. Woods |
| Chism | Humphrey | O'Reilley | L. E. Smith | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Oneita Club, of the city of Utica," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Ackert | Cornwall | Jones | Parshall | Skells |
| Bamler | Daily | Juliland | Penfield | Skillman |
| Bennet | Dayton | Kiernan | Pitts | C. L. Smith |
| Bentley | Decker | Kinney | Place | L. E. Smith |
| Bergen | Eaton | La Bau | Prince | Stevens |
| Bigelow | Farley | Lawrence | Quinn | Stewart |
| Bradstreet | F. H. Flagge | Little | Raber | Sullard |
| Brush | Frear | Loughran | Ranney | Tarbox |
| Buel | Furman | Mallison | Reeve | Topliff |
| Burhans | Galvin | Mann | S. Richardson | Tower |
| D. Burns | Guigou | Matthewson | Rider | Underwood |
| Button | Halsey | McKiever | Riley | Van Valkenb'rgh |
| Cameron | Hartman | Miller | Sargent | Weed |
| Chapman | Hubbard | Moran | Selkreg | Wendover |
| G. Clark | Humphrey | O'Reilley | Sherman | Younglove |
| W. S. Clark | Irving | Palmer | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the working of quarry contracts at the State prison at Sing Sing," was read third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-------------|
| Ackert | G. Clark | Irving | Penfield | C. L. Smith |
| Allis | W. S. Clark | Jacobs | Pitts | L. E. Smith |
| A. H. Andrew | Cook | Jones | Place | Speaker |
| Babcock | Cornwall | Juliland | Pond | Starr |
| Bamler | Dayton | Kinney | Prince | Stewart |
| Bennet | Decker | La Bau | Ranney | Sullard |
| Bradstreet | Eaton | Lasher | Ray | Summer |
| Brush | Flach | Lawrence | S. Richardson | Tarbox |
| Burhans | F. H. Flagge | Laffer | Rider | Topliff |
| D. Burns | Frear | Little | Root | Tower |
| Button | Furman | Mallison | Sargent | Trainer |
| Cameron | Gleason | Mann | Selkreg | Underwood |

| | | | | |
|----------|----------|------------|----------|----------------|
| Campbell | Halsey | Matthewson | Sherman | Van Valkenb'rg |
| Chapman | Hubbard | Murphy | Skeels | Wellington |
| Chism | Humphrey | Nelson | Skillman | Younglove |

Those who voted in the negative, were

| | | | | |
|---------|--------|---------|----------|--------|
| Bentley | Farley | Keady | McKiever | Palmer |
| Bergen | Galvin | Kiernan | Moran | Quinn |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to provide for the widening and improvement of Union street, in the city of Brooklyn,' passed April 27, 1866, and to confirm the acts of the board of improvement thereby created," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|---------------|----------------|
| Ackert | Cook | Juliand | Place | Starr |
| Babcock | Cornwall | Keady | Prince | Stevens |
| Bamler | Daily | Kiernan | Quinn | Sullard |
| Bennet | Eaton | Kinney | Raber | Sumner |
| Bergen | Farley | La Bau | Ranney | Tarbox |
| Bradstreet | Flach | Lasher | Reeve | Topliff |
| Brush | F. H. Flagg | Little | S. Richardson | Torrey |
| Buel | Furman | Mallison | Rider | Tower |
| Burhans | Galvin | Mann | Root | Trainer |
| P. Burns | Gifford | Matthewson | Sargent | Underwood |
| Button | Guigou | McKiever | Selkreg | Van Valkenb'rg |
| Cameron | Halsey | Moran | Skillman | Weed |
| Campbell | Hubbard | Murphy | C. L. Smith | Wells |
| Chapman | Humphrey | Palmer | L. E. Smith | F. H. Woods |
| G. Clark | Irving | Parshall | Speaker | Younglove |
| W. S. Clark | Jacobs | Penfield | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize certain towns in Oneida county to issue bonds, and take stock in any company now organized, or that may be hereafter organized within two years after the the passage of this act, for the purpose of building a railroad from Clinton, Oneida county, to Rome, in said county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 2 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|----------|----------|-------------|
| Ackert | Chapman | Jacobs | Nelson | L. E. Smith |
| W. S. Andrews | W. S. Clark | Juliand | Palmer | Speaker |
| Babcock | Cook | Keady | Parshall | Starr |
| Balcom | Cornwall | Kiernan | Penfield | Stevens |
| Bamler | Daily | Kinney | Place | Stewart |
| Bemus | Dayton | La Bau | Prince | Sullard |
| Bennet | Eaton | Lawrence | Quinn | Sumner |
| Bentley | Flach | Little | Raber | Topliff |

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Bergen | F. H. Flagge | Loughran | Ranney | Tower |
| Bradstreet | Furman | Mallison | Reeve | Trainer |
| Brush | Galvin | Mann | S. Richardson | Underwood |
| Buel | Guigou | Matthewson | Rider | Van Valkenb'rgh |
| Burhans | Halsey | McKiever | Root | Weed |
| P. Burns | Hubbard | Miller | Sargent | Wells |
| Button | Humphrey | Moran | Skillman | F. H. Woods |
| Cameron | Irving | Murphy | C. L. Smith | Younglove |
| Campbell | | | | |

Those who voted in the negative, were

G. Clark Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Irving, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize the construction of a railroad in One Hundred and Twenty-fifth street, and certain other streets and avenues in the city of New York," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act to authorize certain towns in the counties of Sullivan and Orange to issue bonds and take stock in any company now organized, or that may hereafter be organized, within three years after the passage of this act, for the purpose of building a railroad from the village of Monticello, in the county of Sullivan, through the towns of Thompson and Forestburgh, in said county of Sullivan, and the town of Deerpark, in the county of Orange, to Port Jervis, Orange county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Keady | Penfield | Speaker |
| Allis | Cornwall | Kiernan | Prince | Starr |
| W. S. Andrews | Daily | Kinney | Purdy | Stevens |
| Bamler | Dayton | La Bau | Quinn | Stewart |
| Bennet | Eaton | Lasher | Raber | Sullard |
| Bentley | Farley | Lawrence | Ranney | Sumner |
| Bradstreet | Flach | Lefler | Ray | Tarbox |
| Brush | F. H. Flagge | Little | S. Richardson | Topliff |
| Buel | Frear | Loughran | Rider | Tower |
| Burhans | Furman | Mallison | Riley | Trainer |
| P. Burns | Gleason | Mann | Root | Underwood |
| Button | Guigou | Matthewson | Sargent | Van Valkenb'rgh |
| Cameron | Halsey | McKiever | Sherman | Weed |
| Campbell | Hubbard | Miller | Skeels | Wellington |
| Chapman | Humphrey | Murphy | Skillman | A. I. Wood |
| Chism | Irving | Nelson | C. L. Smith | F. H. Woods |
| G. Clark | Jacobs | Palmer | L. E. Smith | Younglove |
| W. S. Clark | Juliand | | | |

For the negative,

Selkreg

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize certain towns in the

counties of Dutchess and Columbia to issue bonds and take stock in the Dutchess and Columbia Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Humphrey | Nelson | C. L. Smith |
| Allis | W. S. Clark | Irving | Palmer | L. E. Smith |
| W. S. Andrews | Cook | Jacobs | Parshall | Speaker |
| Balcom | Cornwall | Johnson | Penfield | Starr |
| Bamler | Daily | Juliand | Prince | Stevens |
| Bennet | Dayton | Kiernan | Quinn | Stewart |
| Bentley | Decker | Kinney | Raber | Sullard |
| Bradstreet | Eaton | La Bau | Ranney | Topliff |
| Brush | Flach | Lawrence | Ray | Trainer |
| Buel | F. H. Flagge | Little | S. Richardson | Underwood |
| Burhans | Guigou | Mallison | Rider | Van Valkenb'rgh |
| D. Burns | Halsey | Mann | Sargent | Weed |
| Button | Hartman | Matthewson | Sherman | Wellington |
| Campbell | Howard | Moran | Skeels | Wells |
| Chapman | Hubbard | Murphy | Skillman | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|----------|-------|----------|---------|--------|
| G. Clark | Keady | McKiever | Selkreg | Tarbox |
| Gifford | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend chapter 394 of Laws of 1853, entitled 'An act to make a road district of the village of Gallupville,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Johnson | Parshall | L. E. Smith |
| Allis | Cornwall | Jones | Penfield | Speaker |
| A. H. Andrew | Dayton | Juliand | Prince | Starr |
| Babcock | Decker | Kinney | Purdy | Stevens |
| Bamler | Eaton | La Bau | Quinn | Stewart |
| Bennet | Flach | Lawrence | Raber | Sullard |
| Bentley | F. H. Flagge | Lefler | Ranney | Summer |
| Bigelow | Frear | Little | Ray | Tarbox |
| Bradstreet | Furman | Loughran | Reeve | Topliff |
| Brush | Galvin | Mallison | S. Richardson | Tower |
| Buel | Gleason | Mann | Rider | Trainer |
| Burhans | Guigou | Matthewson | Root | Underwood |
| Button | Halsey | McKiever | Sargent | Van Valkenb'rgh |
| Campbell | Hartman | Miller | Selkreg | Weed |
| Chapman | Hubbard | Murphy | Sherman | Wellington |
| Chism | Humphrey | Nelson | Skeels | F. H. Woods |
| G. Clark | Irving | O'Reilley | Skillman | Younglove |
| W. S. Clark | Jacobs | Palmer | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Leave of absence was granted to Messrs. Topliff, Babcock, Clausen, Hartman, Raber, Ranney and Nelson until Monday evening; and to Messrs. Selkreg, Tarbox and A. I. Wood until Tuesday.

The bill entitled "An act to authorize the making and opening of a road or avenue from Mamaroneck harbor, in the town of Mamaroneck, in the county of Westchester, to some point in the village of White Plains, in the county of Westchester, to be called Mamaroneck avenue," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chapman | Halsey | Miller | Selkreg |
| W. S. Andrews | Chism | Hubbard | Moran | Skillman |
| Babcock | G. Clark | Humphrey | Murphy | Speaker |
| Balcom | W. S. Clark | Irving | Nelson | Starr |
| Bamler | Cook | Jacobs | O'Reilley | Stewart |
| Bennet | Cornwall | Juliaud | Palmer | Sullard |
| Bentley | Daily | Keady | Parshall | Sumner |
| Bergen | Dayton | Kiernan | Penfield | Tarbox |
| Bigelow | Decker | Kinney | Prince | Tower |
| Bradstreet | Eaton | La Bau | Quinn | Trainer |
| Brush | Farley | Lawrence | Raber | Underwood |
| Buel | Flach | Lefler | Ranney | Van Valkenb'rgh |
| Burhans | F. H. Flagge | Little | Ray | Weed |
| D. Burns | Furman | Loughran | S. Richardson | Wells |
| P. Burns | Galvin | Mann | Rider | F. H. Woods |
| Cameron | Gifford | Matthewson | Root | Younglove |
| Campbell | Guigou | McKiever | Sargent | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Jacobs moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Senate bill entitled "An act providing for the erection of a town hall in the town of Morrisania, Westchester county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|------------|---------|
| Ackert | Chapman | Halsey | Matthewson | Sargent |
| Allis | Chism | Hartman | McKiever | Selkreg |
| W. S. Andrews | G. Clark | Hubbard | Miller | Sherman |
| Babcock | W. S. Clark | Humphrey | Murphy | Skeels |
| Balcom | Cook | Irving | Nelson | Speaker |
| Bamler | Cornwall | Jacobs | O'Reilley | Starr |
| Bennet | Davis | Johnson | Palmer | Stevens |
| Bentley | Dayton | Jones | Penfield | Stewart |
| Bergen | Decker | Juliaud | Prince | Sullard |
| Bigelow | Eaton | Keady | Quinn | Tarbox |

counties of Dutchess and Columbia to issue bonds and take stock in the Dutchess and Columbia Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Humphrey | Nelson | C. L. Smith |
| Allis | W. S. Clark | Irving | Palmer | L. E. Smith |
| W. S. Andrews | Cook | Jacobs | Parshall | Speaker |
| Balcom | Cornwall | Johnson | Penfield | Starr |
| Bamler | Daily | Juliand | Prince | Stevens |
| Bennet | Dayton | Kiernan | Quinn | Stewart |
| Bentley | Decker | Kinney | Raber | Sullard |
| Bradstreet | Eaton | La Bau | Ranney | Topliff |
| Brush | Flach | Lawrence | Ray | Trainer |
| Buel | F. H. Flagge | Little | S. Richardson | Underwood |
| Burhans | Guigou | Mallison | Rider | Van Valkenburgh |
| D. Burns | Halsey | Mann | Sargent | Weed |
| Button | Hartman | Matthewson | Sherman | Wellington |
| Campbell | Howard | Moran | Skeels | Wells |
| Chapman | Hubbard | Murphy | Skillman | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|----------|-------|----------|---------|--------|
| G. Clark | Keady | McKiever | Selkreg | Tarbox |
| Gifford | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend chapter 394 of Laws of 1853, entitled 'An act to make a road district of the village of Gallupville,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Johnson | Parshall | L. E. Smith |
| Allis | Cornwall | Jones | Penfield | Speaker |
| A. H. Andrew | Dayton | Juliand | Prince | Starr |
| Babcock | Decker | Kinney | Purdy | Stevens |
| Bamler | Eaton | La Bau | Quinn | Stewart |
| Bennet | Flach | Lawrence | Raber | Sullard |
| Bentley | F. H. Flagge | Lefler | Ranney | Sumner |
| Bigelow | Frear | Little | Ray | Tarbox |
| Bradstreet | Furman | Loughran | Reeve | Topliff |
| Brush | Galvin | Mallison | S. Richardson | Tower |
| Buel | Gleason | Mann | Rider | Trainer |
| Burhans | Guigou | Matthewson | Root | Underwood |
| Button | Halsey | McKiever | Sargent | Van Valkenburgh |
| Campbell | Hartman | Miller | Selkreg | Weed |
| Chapman | Hubbard | Murphy | Sherman | Wellington |
| Chism | Humphrey | Nelson | Skeels | F. H. Woods |
| G. Clark | Irving | O'Reilly | Skillman | Younglove |
| W. S. Clark | Jacobs | Palmer | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Leave of absence was granted to Messrs. Topliff, Babcock, Clausen, Hartman, Raber, Ranney and Nelson until Monday evening; and to Messrs. Selkreg, Tarbox and A. I. Wood until Tuesday.

The bill entitled "An act to authorize the making and opening of a road or avenue from Mamaroneck harbor, in the town of Mamaroneck, in the county of Westchester, to some point in the village of White Plains, in the county of Westchester, to be called Mamaroneck avenue," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chapman | Halsey | Miller | Selkreg |
| W. S. Andrews | Chism | Hubbard | Moran | Skillman |
| Babcock | G. Clark | Humphrey | Murphy | Speaker |
| Balcom | W. S. Clark | Irving | Nelson | Starr |
| Bamler | Cook | Jacobs | O'Reilly | Stewart |
| Bennet | Cornwall | Juliaud | Palmer | Sullard |
| Bentley | Daily | Keady | Parshall | Sumner |
| Bergen | Dayton | Kiernan | Penfield | Tarbox |
| Bigelow | Decker | Kinney | Prince | Tower |
| Bradstreet | Eaton | La Bau | Quinn | Trainer |
| Brush | Farley | Lawrence | Raber | Underwood |
| Buel | Flach | Lefler | Ranney | Van Valkenburgh |
| Burbans | F. H. Flagge | Little | Ray | Weed |
| D. Burns | Furman | Loughran | S. Richardson | Wells |
| P. Burns | Galvin | Mann | Rider | F. H. Woods |
| Cameron | Gifford | Matthewson | Root | Younglove |
| Campbell | Guigon | McKiever | Sargent | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Jacobs moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Senate bill entitled "An act providing for the erection of a town hall in the town of Morrisania, Westchester county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|------------|---------|
| Ackert | Chapman | Halsey | Matthewson | Sargent |
| Allis | Chism | Hartman | McKiever | Selkreg |
| W. S. Andrews | G. Clark | Hubbard | Miller | Sherman |
| Babcock | W. S. Clark | Humphrey | Murphy | Skeels |
| Balcom | Cook | Irving | Nelson | Speaker |
| Bamler | Cornwall | Jacobs | O'Reilly | Starr |
| Bennet | Davis | Johnson | Palmer | Stevens |
| Bentley | Dayton | Jones | Penfield | Stewart |
| Bergen | Decker | Juliaud | Prince | Sullard |
| Bigelow | Eaton | Keady | Quinn | Tarbox |

| | | | | |
|----------|--------------|----------|---------------|-----------------|
| Brush | Farley | Kiernan | Raber | Tower |
| Buel | Flach | Kinney | Ranney | Trainer |
| Burhans | F. H. Flagge | La Bau | Ray | Underwood |
| D. Burns | Frear | Lawrence | A. Richardson | Van Valkenb'rgh |
| P. Burns | Furman | Little | S. Richardson | Wells |
| Button | Galvin | Mallison | Rider | F. H. Woods |
| Cameron | Gifford | Mann | Root | Younglove |
| Campbell | Guigon | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act for the support and relief of the poor, and for the government of the poor department in the county of Erie,' passed April 19, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hubbard | McKiever | Sargent |
| Allis | G. Clark | Humphrey | Moran | Selkreg |
| W. S. Andrews | W. S. Clark | Irving | Murphy | Skcells |
| Babcock | Cook | Jacobs | Nelson | Skillman |
| Balcom | Cornwall | Jones | O'Reilley | Speaker |
| Bamler | Dayton | Julland | Palmer | Starr |
| Bennet | Decker | Keady | Parshall | Stewart |
| Bentley | Eaton | Kiernan | Penfield | Sullard |
| Bradstreet | Farley | Kinney | Prince | Sumner |
| Brush | Flach | La Bau | Quinn | Tarbox |
| Buel | F. H. Flagge | Lawrence | Raber | Tower |
| Burhans | Frear | Little | Ranney | Trainer |
| D. Burns | Furman | Madden | Ray | Van Valkenb'rgh |
| P. Burns | Galvin | Mallison | Reeve | Wiley |
| Button | Guigon | Mann | S. Richardson | F. H. Woods |
| Cameron | Halsey | Matthewson | Root | Younglove |
| Campbell | Hartman | | | |

For the negative,

Rider

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Matthewson moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill entitled "An act authorizing the levying of an annual tax upon the lot owners in the Lyons Rural Cemetery, for the improvement thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------|---------|--------|--------|----------|
| Ackert | Chapman | Irving | Murphy | Skillman |
| Allis | Chism | Jacobs | Nelson | Speaker |

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Babcock | G. Clark | Juliand | O'Reilley | Starr |
| Balcom | W. S. Clark | Keady | Palmer | Stevens |
| Bamler | Cornwall | Kiernan | Parshall | Stewart |
| Bentley | Dayton | Kinney | Place | Sullard |
| Bergen | Decker | La Bau | Prince | Sumner |
| Bradstreet | Eaton | Lasher | Quinn | Tower |
| Brush | Farley | Little | Raber | Trainer |
| Buel | Flach | Loughran | Ranney | Underwood |
| Burhans | F. H. Flagge | Mann | Reeve | Van Valkenb'rgh |
| D. Burns | Galvin | Matthewson | S. Richardson | Weed |
| P. Burns | Gifford | McKiever | Root | Wells |
| Butten | Guigon | Miller | Sargent | F. H. Woods |
| Cameron | Halsey | Moran | Selkreg | Younglove |
| Campbell | Humphrey | | | |

Those who voted in the negative, were

Hubbard Lawrence Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to provide for the improvement of the hydraulic power of the Great Chazy river, and to check freshets therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hubbard | Murphy | Sherman |
| Allis | G. Clark | Humphrey | Nelson | Skeels |
| W. S. Andrews | W. S. Clark | Irving | O'Reilley | Skillman |
| Babcock | Cook | Jacobs | Parshall | C. L. Smith |
| Bamler | Cornwall | Johnson | Penfield | L. E. Smith |
| Bennet | Dayton | Juliand | Place | Speaker |
| Bentley | Decker | Keady | Prince | Stevens |
| Bergen | Eaton | Kiernan | Quinn | Stewart |
| Bradstreet | Flach | Kinney | Ranney | Sullard |
| Brush | F. H. Flagge | La Bau | Ray | Tarbox |
| Buel | Frear | Lawrence | Reeve | Tower |
| Burhans | Furman | Loughran | S. Richardson | Trainer |
| P. Burns | Galvin | Mallison | Rider | Underwood |
| Butten | Gifford | Mann | Rogers | Weed |
| Cameron | Gleason | Matthewson | Root | F. H. Woods |
| Campbell | Halsey | McKiever | Sargent | Younglove |
| Chapman | Hartman | Miller | Selkreg | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act relative to lands devised by Richard Ray, deceased," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|--------|---------|---------|-----------|-------------|
| Ackert | Chapman | Halsey | Nelson | L. E. Smith |
| Allis | Chism | Hubbard | O'Reilley | Speaker |

| | | | | |
|------------|-------------|------------|----------|----------------|
| Babcock | G. Clark | Humphrey | Palmer | Starr |
| Balcom | W. S. Clark | Jacobs | Parshall | Stewart |
| Bamler | Cook | Juliand | Penfield | Sullard |
| Bennet | Cornwall | Kiernan | Place | Summer |
| Bentley | Daily | Kinney | Prince | Tarbox |
| Bergen | Dayton | La Bau | Quinn | Topliff |
| Bradstreet | Decker | Lasher | Raber | Tower |
| Brush | Eaton | Little | Reeve | Trainer |
| Buel | Flach | Loughran | Rider | Underwood |
| Burhans | Furman | Mann | Root | Van Valkenb'rg |
| P. Burns | Galvin | Matthewson | Sargent | Weed |
| Butten | Gifford | McKiever | Selkreg | A. I. Wood |
| Cameron | Guigon | Miller | Skillman | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|-------------|-------|--------|---------------|-----------|
| D. Burns | Moran | Murphy | S. Richardson | Younglove |
| F. H. Flagg | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Penfield moved to reconsider the vote on the bill entitled "An act providing for the erection of a town hall in the town of Morrisania, Westchester county," and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

On motion of Mr. W. S. Clark, at 9 o'clock and 30 minutes, the House adjourned.

SATURDAY, APRIL 11, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Clark.

The minutes of yesterday were read and approved.

Mr. Speaker presented the annual report of the New York State Agricultural Society; which was laid on the table and ordered printed.

(See Doc. No. .)

Also, the annual report of the New York State American Institute, which was laid on the table and ordered printed.

(See Doc. No. .)

By unanimous consent, on motion of Mr. Jacobs,

Resolved (if the Senate concur), That the same number of copies of the annual reports of the New York State Agricultural Society, and the American Institute, be printed, as was ordered published by the Legislature of 1867.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

Mr. Prince, from the committee on railroads, to which was recommitted the bill entitled "An act in relation to the Liverpool and Syracuse Railroad Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Prince, from the committee on railroads, to which was recommitted the Senate bill entitled "An act to authorize the town of Saratoga, in the county of Saratoga, to issue bonds to aid in the construction of a railroad from the village of Mechanicsville, to intersect the Glen's Falls railroad," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Prince, from the committee on railroads, to which was recommitted the bill entitled "An act in relation to the New York, Housatonic and Northern Railroad Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Prince, from the committee on railroads, to which was recommitted the bill entitled "An act to extend the operation of chapter 448 of the Laws of 1865, being an act to facilitate the construction of railroads and tram roads within the counties of Essex and Clinton, and to authorize the formation of companies therefor, to the counties of Dutchess, Putnam, Westchester and Orange," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Allis asked and obtained leave to have his name recorded in the negative, on the bill relating to the subject of interest on money.

Mr. Glenn rose to a question of privilege, and sent to the Clerk's desk, addressed to the Speaker, a communication tendering his resignation as a member of this House.

Mr. Van Valkenburgh moved to discharge the committee on roads and bridges from the further consideration of the bill entitled "An act to amend the several acts relating to the Hudson River Bridge Company, and authorizing the construction of a bridge across the Hudson river at Albany," and that it be recommitted to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent,

Mr. Wiley presented a memorial from St. Joseph's Church, New York city, for State aid, which was read and referred to the committee on ways and means.

Mr. Prince, from the committee on railroads, to which was recommitted the bill entitled "An act to amend chapter 32 of the Laws of 1868, entitled 'An act to authorize the villages of Sandy Hill and Fort Edward, in the county of Washington, to issue bonds to aid in the construction of a railroad from the village of Glen's Falls, to intersect the Saratoga and Whitehall railroad,'" with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Prince, from the committee on railroads, to which was recommitted the bill entitled "An act to authorize the construction of a railroad in Third street, and in certain other streets and avenues in the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Prince, from the committee on railroads, to which was recommitted the bill entitled "An act to authorize the construction of a railroad from the end of the Long Wharf, on the Hudson river, in the town of Fishkill, Dutchess county, to Matteawan, in said town," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Prince, from the committee on railroads, to which was recommitted the bill entitled "An act to organize the Interior Lake and River Improvement and Railroad Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Riley moved that when the House adjourn, it adjourn to meet on Monday evening, at 7½ o'clock.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 40 }
{ NOES 27 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|----------|-----------------|
| Allis | Decker | Jacobs | O'Reilly | Speaker |
| Bentley | Eaton | Johnson | Place | Sumner |
| Bergen | F. H. Flagge | Juliand | Purdy | Torrey |
| Buel | Galvin | Kiernan | Quinn | Tower |
| D. Burns | Gleason | Loughran | Riley | Trainer |
| Cady | Guigou | Matthewson | Root | Underwood |
| Chapman | Howard | McKiever | Skeels | Van Valkenburgh |
| Chism | Humphrey | Moran | Skillman | Wells |

Those who voted in the negative, were

| | | | | |
|----------|-------------|---------|---------------|------------|
| Ackert | W. S. Clark | Hubbard | Murphy | Rider |
| Bennet | Cook | Irving | Pentfield | Sargent |
| Bigelow | Cornwall | Kinney | Ranney | Starr |
| Cameron | Farley | Mann | Reeve | Wellington |
| Campbell | Gifford | Miller | S. Richardson | Younglove |
| G. Clark | Halsey | | | |

By unanimous consent, on motion of Mr. Allis,

Resolved, That the Senate bill entitled "An act to amend an act to incorporate the Syracuse Savings Institution," now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Irving | Murphy | Skeels |
| Allis | Cook | Jacobs | Nicholson | Skillman |
| Balcom | Cornwall | Johnson | O'Reilly | L. E. Smith |
| Bennet | Daily | Juliand | Place | Speaker |
| Bentley | Eaton | Keady | Prince | Starr |
| Bergen | Farley | Kinney | Purdy | Sullard |
| Brush | F. H. Flagge | Leifer | Quinn | Sumner |
| Buel | Frear | Little | Ranney | Tower |
| Button | Gifford | Mann | Reeve | Underwood |
| Cady | Gleason | Matthewson | S. Richardson | Wellington |
| Cameron | Guigou | McKiever | Riley | Wells |
| Campbell | Halsey | Miller | Root | Wendover |
| Chapman | Hubbard | Moran | Sargent | Younglove |
| G. Clark | Humphrey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Starr, from the committee on the affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act in relation to police commissioners and police officers in the village of Cold Spring,'" with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Starr, from the committee on the affairs of villages, to which was recommended the bill entitled "An act conferring additional powers upon the village of Ellenville," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Starr, from the committee on the affairs of villages, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to incorporate the village of College Point, Queens county,' passed April 5, 1867," with power to report complete, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Starr, from the committee on the affairs of villages, to which was recommitted the bill entitled "An act to incorporate the Rhinebeck Gas Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to enable the board of supervisors of the county of Erie to raise money by tax for building and repairing bridges in the town of Aurora, in said county," was read a third time.

Mr. Speaker put the question whether the the House would agree to the final passage of said bill, and, a three-fifths quorum not being present and voting, the same was declared lost.

{ AYES 66 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Ackert | Farley | Juliand | O'Reilley | Starr |
| Balcom | F. H. Flagge | Keady | Penfield | Sullard |
| Bentley | Frear | Kiernan | Place | Sumner |
| Bergen | Galvin | Kinney | Purdy | Torrey |
| Bigelow | Gifford | Lefler | Reeve | Tower |
| Buel | Guigon | Little | S. Richardson | Trainer |
| Cady | Halsey | Mann | Rider | Underwood |
| Cameron | Howard | Matthewson | Riley | Van Valkenburgh |
| Campbell | Hubbard | McKiever | Root | Weed |
| Chapman | Humphrey | Miller | Skeels | Wells |
| G. Clark | Irving | Moran | Skillman | Wendover |
| W. S. Clark | Jacobs | Murphy | C. L. Smith | F. H. Woods |
| Cornwall | Johnson | Nicholson | Speaker | Younglove |
| Eaton | | | | |

For the negative,

Prince

Mr. Prince moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

Mr. Matthewson rose to a question of privilege, and presented the following preamble and resolution:

Whereas, the Senate bill entitled "An act to amend an act entitled 'An act providing for relief against illegal taxation in the counties of Herkimer, Otsego, Chenango, Madison, Onondaga, Saratoga and Fulton,' passed May 17, 1867," was reported yesterday from the committee on the judiciary, without the consent or knowledge of five members of the seven composing said committee; therefore,

Resolved, That said bill be recommitted to the committee on the judiciary, for the purpose of making some necessary amendments to the same.

Debate was had thereon, when

Mr. Humphrey moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Murphy moved to suspend the order of business, "third reading of bills."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. F. H. Flagg presented three petitions for railroad gates to protect human life, which were committed to the committee of the whole.

Mr. Matthewson presented a petition of citizens of the village of Amsterdam, Montgomery county, for the passage of the bill to prevent the publication of obscene literature, which was read and referred to the committee on the judiciary.

Mr. Prince presented a remonstrance of citizens of Auburn, against the passage of a bill to amend their city charter.

By unanimous consent, on motion of Mr. Miller,

Resolved, That the bill entitled "An act to incorporate the Orthopædic Dispensary," be referred to the committee on public health, with power to report complete.

Mr. Campbell, from the committee on roads and bridges, to which was recommitted the bill entitled "An act to amend the several acts relating to the Hudson River Bridge Company at Albany, and authorizing the construction of a bridge across the Hudson river at Albany," with power to report complete at any time, reported the same complete, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was recommitted the bill entitled "An act to repeal section 3 of chapter 439 of the Laws of 1867, entitled 'An act to extend the charter and increase the capital stock of the Smithsboro and Nichols Bridge Company,' passed April 19, 1867," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was recommitted the bill entitled "An act to authorize the commissioners of highways of the towns of Lockport and Newfane, to purchase the Long Causeway turnpike, located on the boundary line between said towns, and owned by David Maxwell," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was recommitted the Senate bill entitled "An act to amend an act entitled 'An act to authorize the towns of West Farms, Morrisania and Yonkers to widen, make and extend a highway in said towns, to be known or called the Central road or avenue,' passed April 13, 1865," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

A message from the Senate was received and read, requesting the return to the Senate of the bill entitled "An act to amend an act providing for relief against illegal taxation in the counties of Herkimer, Otsego, Chenango, Madison, Onondaga, Saratoga and Fulton, passed May 17, 1868."

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to incorporate the Clyde Savings Bank," with power to report complete at any time, reported the same complete; which

report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to incorporate the American and Foreign Joint Stock Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to incorporate the Bushwick Savings Bank of the city of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to incorporate the Mutual Savings Bank of Brooklyn,' passed April 24, 1867," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to incorporate the Sangerties Savings Bank," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to abolish the Banking Department," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the Senate bill entitled "An act to incorporate the German Savings Bank of the town of Morrisania," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the Senate bill entitled "An act to amend an act to incorporate the People's Savings Bank of the town of Yonkers, in the county of Westchester," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Younglove introduced a bill entitled "An act in relation to the transfer of securities deposited by insurance companies with the Superintendent of the Insurance Department," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Younglove, said bill was ordered engrossed and to a third reading.

Mr. Lefler introduced a bill entitled "An act to amend an act entitled 'An act for the incorporation of companies formed to navigate the ocean by steamships or vessels using caloric engines,' passed April 12, 1852, passed April 17, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

By unanimous consent, on motion of Mr. Johnson,

Resolved, That the bill to incorporate the New Amsterdam Savings Bank in the city of New York, be recommitted to the committee on banks, with power to report complete.

By unanimous consent, on motion of Mr. Johnson,

Resolved, That the bill to regulate and establish the pay of the mem-

bers of the Metropolitan fire department, in the city of New York, be recommitted to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. Murphy,

Resolved, That the bill relative to emigrants and other passengers in the city of New York, be recommitted to the committee on the affairs of cities.

By unanimous consent, on motion of Mr. Weed,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish,' passed May 13, 1867, passed January 24, 1867," be referred to the committee on the judiciary, with power to report complete.

By unanimous consent, on motion of Skeels,

Resolved, That the Senate bill entitled "An act authorizing any life insurance company, or any trust or loan company, to invest their funds in bonds issued by any county, town or village of this State, pursuant to any law of this State," be referred to the committee on banks, with power to report complete at any time.

By unanimous consent, on motion of Mr. Chism,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to enable more fully to develop certain agricultural lands in the county of Albany," and that the same be ordered to a third reading.

Mr. Speaker presented the report of the Metropolitan Board of Health (with accompanying diagrams), which was laid on the table and ordered printed.

(See Doc. No. .)

By unanimous consent, on motion of Mr. Ackert,

Resolved, That the Senate bill entitled "An act to authorize the common council of the city of Poughkeepsie to build sewers therein," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. F. H. Woods,

Resolved, That the bill entitled "An act to authorize the Albany Union Foundry Company to increase its capital stock," be recommitted to the committee on the judiciary, with power to report complete at any time.

By unanimous consent, on motion of Mr. Wendover,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Hudson City Savings Institution,' passed April 4, 1850," be recommitted to the committee on banks, with power to report complete.

By unanimous consent, on motion of Mr. Rider,

Resolved, That the Senate bill entitled "An act to amend chapter 565, Laws of 1867, entitled 'An act to incorporate the Buffalo City Railway Company,'" be recommitted to the committee on railroads, with power to report complete at any time.

By unanimous consent, on motion of Mr. Younglove,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to amend the act for the incorporation of insurance companies,' passed April 19, 1867," be referred to the committee on insurance companies, with power to report complete at any time.

By unanimous consent, on motion of Mr. Irving,

Resolved, That the bill entitled "An act to provide for the safety of

life on city railroads in the city of New York," be referred to the committee on railroads, with power to report complete at any time.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act approving line and grades established under authority of chapter 697 of the Laws of 1867," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to authorize the city of Schenectady to purchase an additional steam fire engine," reported in favor of the passage of the same; which report was agreed to.

On motion of Mr. Furman, said bill was recommitted to the committee, with power to report complete.

Mr. Miller, from the committee on agriculture, to which was recommended the bill entitled "An act to authorize the Society of Agriculture and Horticulture, of Westchester county, to mortgage, lease or sell real estate," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act for the further extension of Prospect park, in the city of Brooklyn," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Starr offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to confer jurisdiction on the Canal Board, to adjudicate the claim of O. P. Root, on section 142, Erie canal," be considered in the first committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

By unanimous consent,

Mr. Trainer offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to prohibit the landing of passengers and freight below the foot of Rivington street, in the city of New York, by steamboats navigating the Long Island Sound and East river," be referred to the sub-committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. Torrey moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommended the bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the village of Ballston Spa,' passed April 12, 1855," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to empower Ulster Lodge, No. 59, of the Independent Order of Odd Fellows of the State of New York, in the village of Saugerties, and county of Ulster,

to hold and convey real and personal estate, and constitute the same a corporation," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the bill entitled "An act to amend chapter 455 of the Laws of 1847, entitled 'An act to amend an act entitled An act to reduce the number of town officers and town and county expenses, and to prevent abuses in auditing town and county accounts,' passed May 10, 1845," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the bill entitled "An act to incorporate the Hamburg Driving Park Association," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the bill entitled "An act to authorize the borrowing of money, and the issue of town bonds by the board of town auditors of the town of Varick, in the county of Seneca," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the Senate bill entitled "An act to authorize the board of supervisors of the county of Chautauqua, to levy an additional highway tax on the taxable property of the town of Charlotte, in said county, and to authorize the highway commissioners of said town to borrow money to pay the existing indebtedness of said town for highway and bridge purposes, and to repair the highways and bridges therein," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The House then resolved itself into a committee of the whole on the bill entitled as follows:

"An act to authorize the Canal Commissioners to construct a farm bridge over the Champlain canal on the farm of George F. Dudley, in the town of Fort Ann, in the county of Washington."

And after some time spent therein, Mr. Riley, from said committee, reported in favor of the passage of the same; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Irving, from the committee on railroads, to which was referred the bill entitled "An act to provide for the safety of life on city railroads in the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Irving, from the committee on railroads, to which was referred the Senate bill entitled "An act to amend the charter of the Buffalo City Railway Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent, on motion of Mr. McKiever,

Resolved, That the bill entitled "An act to regulate the rates of toll on the road and bridge of the Williamsburgh and Bushwick North Road

Turnpike and Bridge Company," be referred to the committee on roads and bridges, with power to report complete at any time.

Leave of absence was granted to Messrs. Brush and Daily until Monday evening; and to Messrs. Lawrence and Parshall until Tuesday morning.

Mr. Speaker presented a communication in the words following:

ALBANY, April 11, 1868.

Hon. William Hitchman, Speaker of the Assembly:

Sir—I have the honor most respectfully to ask you to have an investigation of the Soldiers' Home in this city, and expose its present fraudulent and incompetent management, so as the public and tax-payers can see how the public money is wasted, and the poor unfortunate soldiers are deprived of their just rights and comforts that the State provides and allows her veterans. Now, I ask this as a privilege due a New York soldier. I would not ask this from you, only I am in possession of very damaging facts and proofs, which will oust the present lot of officers from office in said Home. For some weeks I have been trying to get an investigation, but was ignorant of how to procure it, until I was speaking to some of the members who I am acquainted with. They advised me to take this course. There is a great many others whom I can get as witnesses in this case, if they only had the chance. Now, Mr. Speaker, I trust you won't deny me of my request.

I remain, most respectfully,

Your obedient servant,

FRANCIS MCINTYRE,
Corner Knox and State streets.

Mr. Ackert moved to refer the communication to the committee on the militia and public defence.

Mr. Riley moved as an amendment that the communication be received and referred to the committee on State charitable institutions, with instructions to investigate the charges contained therein.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Riley, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Ackert, as amended, and it was determined in the affirmative.

Mr. A. Richardson moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent, on motion of Mr. Van Valkenburgh,

Resolved, That the bill entitled "An act for the relief of the Co-operative Iron Founders' Association of West Troy, and to provide for the exemption of shares of capital stock thereof from levy and sale by execution or other legal process," be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

Mr. Penfield, from the committee on insurance companies, to which was recommitted the bill entitled "An act to incorporate the National Burglar Insurance Company, of the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Penfield, from the committee on insurance companies, to which was recommitted the bill entitled "An act to incorporate the New York Health and Accident Insurance Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Penfield, from the committee on insurance companies, to which was recommended the Senate bill entitled "An act to amend section 8 of chapter 473 of Laws of 1853, in relation to incorporation in the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Hudson City Savings Institution,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate bill, "An act authorizing the Middletown, Unionville and Water Gap Railroad Company to use fifty-pound iron rail."

"An act for the relief of Patterson Freeman, assignee of John White."

Senate bill, "An act to incorporate the city of Ogdensburg."

And after some time spent therein, Mr. Sumner, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Sumner, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Sumner, from said committee, also reported progress on said last mentioned bill, and asked leave to sit again.

Mr. Gleason moved to discharge the committee of the whole from the further consideration of said bill, that the seventh section in line two of amendment be amended by striking out the word "third," and inserting the word "second;" and that said bill, as amended, be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Starr offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act conferring powers upon the Canal Board to adjudicate the claim of O. P. Root," be considered in the first committee of the whole.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to aid in disseminating a knowledge of our government and laws among the masses of the people," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act to authorize the construction of an iron bridge, with abutments and suitable approaches, over the Ohio canal at Fulton street, in the city of Buffalo."

"An act to authorize the construction of an iron bridge, with abutments and suitable approaches, over the Erie canal at Georgia street, in the city of Buffalo."

"An act to authorize the formation of a railroad company and the construction of a railroad for public use, from the Utica and Black River

railroad, by way of Forestport and Port Woodhull, to Bellingertown and branches."

And after some time spent therein, Mr. Buel, from said committee, reported in favor of the passage of said bills, the third mentioned with amendments; which report was agreed to, and said bills ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Frear,

Resolved, That the Senate bill entitled "An act for the further extension of Prospect Park, in the city of Brooklyn," be recommitted to the committee on the affairs of cities, with power to report complete.

Mr. Frear, from the committee on the affairs of cities, to which was referred the bill entitled "An act to confirm certain resolutions of the common council of the city of Syracuse, passed March 30, 1868," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act for the further extension of Prospect Park, in the city of Brooklyn," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent, on motion of Mr. Speaker,

Resolved, That the bill entitled "An act in relation to the Law Library in the city of New York," be recommitted to the committee on ways and means, with power to report complete at any time.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to amend chapter 507 of the Laws of 1863, entitled 'An act to authorize the formation of a railroad company, commencing at the city line in the city of Brooklyn, in the county of Kings, to any part of the village of Jamaica, in the county of Queens, and to purchase the franchise of the Brooklyn and Jamaica Turnpike Company,' passed May 7, 1863," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Madden, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the New York State Board of Trustees, auxiliary to the National Board of Trustees or Board of Regents of the American Printing House and University for the Blind," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent, on motion of Mr. Parshall,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the bill entitled "An act to authorize certain towns in the counties of Oswego, Cayuga, Wayne, Monroe, Orleans and Niagara, to issue bonds and take stock in and for the construction of the Lake Ontario Shore railroad," and the same be recommitted to the committee on railroads, to report complete at any time.

By unanimous consent,

Mr. Riley offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act in relation to the opening, extending and widening of Thompson and other streets in the city of New York," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said

resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Riley,

Resolved, That the bill entitled "An act for the improvement of the navigation of Big Chazy river," be referred to the committee on canals, with power to report complete at any time.

Mr. Bentley moved that the House take a recess until 3 o'clock.

Mr. O'Reilley moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. O'Reilley, and it was determined in the affirmative.

Whereupon, at 9 o'clock the House adjourned.

MONDAY, APRIL 13, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Graves.

The minutes of Saturday were read and approved.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act for supplying the village of Plattsburgh with pure and wholesome water."

"An act to repeal chapter 352 of the Laws of 1867, entitled 'An act to change the town lines of the towns of Boonville and Ava, in the county of Oneida,' passed April 12, 1867."

"An act to amend an act entitled 'An act to grant to William Orton, Charles C. Leigh and Charles Havard, their associates, successors and assigns, an exclusive right to lay telegraphic cables from this State to the Empire of France, and to work the same,' passed April 22, 1867."

"An act relative to the commissioners for the building of a public market in the city of New York, and to provide for the completion of said market."

"An act to incorporate the Green Point Savings Bank."

"An act to authorize the city of Troy to borrow money."

"An act to amend an act entitled 'An act to amend the laws in relation to the village of Carthage,' passed April 6, 1866."

"An act for the better regulation of the fire department in the city of Brooklyn."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bills entitled as follows:

"An act to amend chapter 123, Laws of 1867, entitled 'An act to enable the trustees of the First Presbyterian Church to donate and convey their property to the New York City Mission and Tract Society,' passed March 23, 1867."

"An act to amend an act entitled 'An act to incorporate the Germania Savings Bank, Kings county,' passed April 19, 1867."

"An act to incorporate the Exempt Firemen's Association of the city of Albany, and in relation to the fund of the fire department of the city of Albany."

"An act to authorize the board of town auditors of Summer Hill, Cayuga county, to audit certain accounts for expenses of raising volunteers, and to authorize the supervisors of said county to levy a tax to pay the same."

"An act to provide for the election of an additional justice of the peace in the town of Pierrepont, county of St. Lawrence."

"An act authorizing the board of supervisors of the county of Genesee to issue additional bonds for the purpose of redeeming the war bonds of said county, about to become due."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act authorizing the repaving and improving of Union street, from Columbia street to Gowanus canal, in the city of Brooklyn, and for the assessment and collection of the cost thereof, and changing the name of Bergen place to Union street," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to provide for the incorporation of trustees for the management and care of certain funds now held for the Protestant Episcopal Church, in the diocese of Western New York," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Frear, and by unanimous consent, said bill was referred to the committee on charitable and religious societies, with power to report complete at any time.

"An act to extend Lexington avenue, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act in relation to appeals from decisions of Canal Appraisers," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to incorporate the Brooklyn Eye and Ear Hospital," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

"An act to protect, improve and keep in repair the Buffalo and Williamsville McAdam road, in the county of Erie," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to amend an act entitled 'An act to incorporate the Morrisania Savings Bank,' passed May 1, 1865," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to authorize the Poorman Gold and Silver Mining Company of Idaho, to change its place of business," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

"An act to amend an act entitled 'An act concerning the proof of wills, executors, administrators, guardians and wards, and surrogates' courts,' passed May 16, 1837," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to incorporate the Working Women's Protective Union," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to incorporate the Old Guard of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to amend chapter 164 of the Laws of 1865, entitled 'An act to extend the time for the commencement and construction of the Grand Hotel Company of New York city,' passed March 22, 1865," which was

read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act authorizing the placing of an obstruction at the intersection of Big Ditch with the Walkill river," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to incorporate the Ocean Rock Division, No. 30, of the Sons of Temperance, located at Louisville, St. Lawrence county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to incorporate the Protective Hook and Ladder Company, No. 1, of Hicksville, Queens county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

"An act to amend an act entitled 'An act to amend an act entitled An act to organize and establish a recorder's court, in the city of Oswego,' passed March 26, 1849, and the acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to provide for the appointment of an additional number of notaries public in the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act in relation to sheriffs," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to incorporate the Brooklyn Eye and Ear Hospital," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the Senate bill entitled "An act in relation to the Second Particular Baptist Church and Society of the city of Troy," be referred to the committee on charitable and religious societies, with power to report complete at any time.

Mr. Lounsbury presented a petition of citizens of Saugerties, for the passage of the West Shore railroad bill, which was read and referred to the committee on ways and means.

Mr. Speaker presented a resolution of the Board of Trade of Buffalo, relative to abolishing canal contract system, which was read and referred to the committee of conference having charge of said bill.

By unanimous consent, on motion of Mr. J. L. Flagg,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to incorporate the Board of Trade of the city of Troy," and that the same be ordered to a third reading.

By unanimous consent,

Mr. Cornwall introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the Carthage Savings Bank,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

By unanimous consent,

Mr. J. L. Flagg introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the Associated Press of the State of New York,' passed April 24, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public printing.

Mr. Bradstreet, from the committee on canals, to which was recommended the bill entitled "An act to authorize the construction of an iron bridge over the Black River canal, in the village of Port Leyden, in the county of Lewis," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Bradstreet, from the committee on canals, to which was referred the Senate bill entitled "An act to provide for the construction of an iron bridge over the artificial outlet of the Seneca lake," reported in favor of the passage of the same, with amendments; which report was agreed to.

By unanimous consent, on motion of Mr. Miller, said bill was recommended to said committee, to report complete.

Mr. Bradstreet, from the committee on canals, to which was referred the Senate bill entitled "An act making appropriation to provide for a deficiency in the appropriation for the repairs and maintainance of the eastern division of the canals during the fiscal year commencing on the first day of October, 1867," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Ackert, from the committee on the judiciary, to which was recommended the bill entitled "An act to incorporate the Citizens' Mutual Gas-light Company, of Poughkeepsie," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act in relation to election districts in the town of Wallkill, Orange county," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Riley moved to lay the present order of business upon the table, for the purpose of taking up general orders.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on the bills entitled as follows:

"An act to incorporate the Cornwall Suspension Bridge Company, for the purpose of constructing and maintaining a suspension bridge, appurtenances and approaches to the same, over the Hudson river, at a point or points at or below Butter hill, in the Highlands, to some proper point opposite thereto, on the east side of said river."

"An act to aid in the construction of the Utica and Black River railroad from Lyons Falls, in the county of Lewis, to the village of Clayton, in the county of Jefferson."

"An act to incorporate the Rhinebeck and Rondout Ice Bridge and Passenger Company."

And after some time spent therein, Mr. G. Clark, from said committee, reported progress on said first mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Sherman moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. G. Clark, from said committee, also reported in favor of the pass-

age of said second and last mentioned bills; which report was agreed agreed to, and said bills ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Nelson,

Resolved, That the bill entitled "An act to repeal chapter 270 of the Laws of 1867, entitled 'An act to amend an act entitled An act to amend the Revised Statutes in relation to laying out public roads, and the alteration thereof, in the towns of North Castle, Bedford and Lewisborough, in the county of Westchester,' passed April 12, 1859," be referred to the sub-committee of the whole.

Mr. Johnson, from the committee on the affairs of cities, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to provide for an additional Metropolitan fire commissioner, and to regulate and establish the pay of the members of the Metropolitan fire department,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. J. L. Flagg, from the committee on ways and means, to which was recommitted the bill entitled "An act in relation to the Law Library in the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. J. L. Flagg, from the committee on ways and means, to which was recommitted the bill entitled "An act for the relief of Henry Bradley and Thomas McGuire, Jr.," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Wendover, from the committee on trade and manufactures, to which was referred the bill entitled "An act to incorporate the Producers' and Dealers' Milk Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Bradstreet,

Resolved, That the Senate bill entitled "An act making appropriation to provide for a deficiency in the appropriation for the repairs and maintenance of the Eastern division of the canals during the fiscal year commencing on the first day of October, 1867," and the bill entitled "An act to re-appropriate moneys for extraordinary repairs and improvements of the canals; for making maps of the canals under the directions of the Canal Board; for paying awards of the Canal Appraisers prior to 1866; for the payment of miscellaneous claims against the State; for the improvement of the Champlain canal; for the extension of the Chenango canal; for the improvement of the Genesee Valley canal, and for the improvement of the Black River canal; and to appropriate the unappropriated surplus of the tax of 1865," be considered in the first committee of the whole.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate bill, "An act to incorporate the Forestport Railroad Company."

"An act to re-appropriate moneys for extraordinary repairs and improvements of the canals; for making maps of the canals under the directions of the Canal Board; for paying awards of the Canal Appraisers prior to 1866; for the payment of miscellaneous claims against the State; for the improvement of the Champlain canal; for the extension of the Chenango canal; for the improvement of the Genesee Valley canal, and for the improvement of the Black River canal; and to appropriate the unappropriated surplus of the tax of 1865."

Senate bill, "An act making appropriation to provide for a deficiency in the appropriation for the repair and maintenance of the eastern division of the canals, during the fiscal year commencing on the first day of October, 1867."

And after some time spent therein, Mr. Bergen, from said committee, reported in favor of the passage of said first and third mentioned bills; which report was agreed to, and said bills ordered to a third reading.

Mr. Bergen, from said committee, also reported in favor of the passage of said second mentioned bill, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was recommitted the Senate bill entitled "An act to provide for the incorporation of trustees for the management and care of certain funds now held for the Protestant Episcopal Church, in the diocese of Western New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Little, from the committee on the judiciary, to which was referred the bill entitled "An act empowering the board of supervisors of Monroe county to require bail of the superintendent of the Monroe County penitentiary," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Little, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend an act to amend and consolidate the several acts relating to the preservation of moose, wild deer, bird and fresh water fish, passed May 13, 1867, passed January 24, 1868," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the bill entitled "An act to provide for the organization and government of the police force of the city of Albany," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Flach, from the committee on the militia and public defence, to which was referred the Senate bill entitled "An act to incorporate the Veterans of the Twenty-second Regiment, Fourth Brigade, First Division, National Guard of the State of New York," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Murphy, said bill was recommitted to the committee, with power to report complete at any time.

By unanimous consent,

Mr. Bentley introduced a bill entitled "An act to amend to chapter 932 of the Laws of 1867, relating to the Cherry Valley and Mohawk Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

Senate bill, "An act to incorporate the Shelter Island Wharf and Improvement Company."

"An act to authorize the construction of a railroad from the village of Olean to the Erie railway depot at Olean."

"An act authorizing an appropriation to preserve the State bridge across the Sacandaga river, in the county of Saratoga."

And after some time spent therein, Mr. Sherman, from said committee, reported in favor of the passage of said first mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Sherman, from said committee, also reported in favor of the passage of said second and last mentioned bills; which report was agreed to, and said bills ordered engrossed and to a third reading.

By unanimous consent,

Mr. F. H. Woods presented a petition of the United Coopers' Union No. 2, of the city of New York, and other trades' unions throughout the State, representing 3,000 men, for the passage of a law to regulate the labor of convicts in the several prisons of this State, which was committed to the committee of the whole.

Also, a petition of 150 citizens of Albany, for extinction of certain wharfage in certain parts of Albany, which was read and referred to the committee on commerce and navigation.

Mr. Hasbrouck, from the committee on banks, to which was referred the Senate bill entitled "An act authorizing any life insurance company, or any trust or loan company, to invest their funds in bonds issued by any county, town or village of this State, pursuant to any law of this State," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The House again resolved itself into a committee of the whole on the bills entitled as follows:

"An act in relation to the opening, extending and widening of Thompson and other streets, in the city of New York."

Senate bill, "An act for the extension of the charter of the Greenport and Shelter Island Ferry Company."

"An act to confer jurisdiction on the Canal Board to adjudicate claim of O. P. Root, on section 142, Erie canal."

And after some time spent therein, Mr. Murphy, from said committee, reported progress on said first mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Riley moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Debate was had thereon, when

Mr. Brush moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Riley, and it was determined in the affirmative.

{ AYES 65 }
{ NOES 14 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Ohism | Hubbard | Murphy | Sherman |
| A. H. Andrew | G. Clark | Jacobs | Nelson | Skeels |
| W. S. Andrews | Cornwall | Johnson | Nicholson | O. L. Smith |
| Babcock | Dayton | Kinney | Parshall | L. E. Smith |
| Balcom | Decker | La Bau | Purdy | Stevens |
| Bentley | Farley | Lasher | Quinn | Sullard |
| Bergen | J. L. Flagg | Little | Ranney | Torrey |
| Bradstreet | Frear | Loughran | Reeve | Trainer |
| Bristol | Furman | Lounsbury | S. Richardson | Underwood |
| Brush | Gifford | Mallison | Rider | Weed |

| | | | | |
|---------|-----------|------------|---------|-------------|
| Button | Gleason | Mann | Riley | Wendover |
| Cameron | Guigon | Matthewson | Root | F. H. Woods |
| Chapman | Hasbrouck | Miller | Sargent | Younglove |

Those who voted in the negative, were

| | | | | |
|----------|--------------|----------|----------|--------|
| Bamler | Daily | Halsey | McKiever | Sumner |
| D. Burns | Flach | Humphrey | Raber | Wells |
| Cook | F. H. Flagge | Keady | Speaker | |

When the name of Mr. D. Burns was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Johnson was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Kiernan was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Murphy, from said committee, also reported in favor of the passage of said second mentioned bill; which report was agreed to, and said bill ordered to a third reading.

Mr. Murphy, from said committee, also reported in favor of the passage of said last mentioned bill; which report was agreed to, and said bill ordered engrossed and to a third reading.

On motion of Mr. Matthewson, at 9 o'clock and 50 minutes, the House adjourned.

TUESDAY, APRIL 14, 1868.

The House met pursuant to adjournment.

No clergyman present.

The minutes of yesterday were read and approved.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act creating a separate road district in the village of Fly Creek, Otsego county."

"An act authorizing the board of education of the Jordan Academy and free school of Jordan, in the town of Elbridge, Onondaga county, and State of New York, to sell or dispose of certain real estate in said town."

"An act requiring the board of supervisors of Monroe county to pay the assessors of the city of Rochester for services, under chapter 592 of the Laws of 1867."

"An act to authorize the board of education to establish the rates of tuition, and collect the same, for the academical department of the union school, in school district No. 10, of the town of Warsaw, in the county of Wyoming."

"An act to incorporate the Bickur Cholim Benevolent Society, of the city of Newburgh."

"An act to amend an act entitled 'An act to incorporate the Newburgh Savings Bank,' passed April 13, 1852."

Ordered, That the Clerk deliver said bills to the Governor

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to amend an act entitled 'An act for the removal of obstructions from the outlet of the Cayuga lake and the channel of Seneca river,' passed April 13, 1858, and an act to amend the same, passed April 23, 1862," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to incorporate the village of Hamilton, in the town of Hamilton, in the county of Madison, and to repeal its present charter," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Wellington, said bill was referred to the committee on the affairs of villages, with power to report complete at any time.

"An act to amend an act entitled 'An act to authorize the formation of corporations to secure parsonages and other property, for the use of presiding elders of the Methodist Episcopal Church,' passed April 5, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to amend an act entitled 'An act to authorize the abatement and prevention of certain nuisances, deemed dangerous to the public health, in the city of Brooklyn,' passed April 23, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to incorporate the Port Jervis Water Works Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

"An act to amend an act entitled 'An act to incorporate the president, managers and company of the Delaware and Hudson Canal Company,' passed April 23, 1823," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to confirm certain resolutions of the common council of the city of Syracuse, passed March 30, 1868," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act in relation to supplying the State Lunatic Asylum with water," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on State charitable institutions.

"An act to authorize the construction and maintaining of a free bridge over the Susquehanna river at Afton, in Chenango county, and for the purchase of the franchise of the existing bridge company, and to borrow money therefor," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Juliand, said bill was referred to the committee on roads and bridges, with power to report complete at any time.

"An act to extend Clinton avenue, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

The Senate returned the bill entitled "An act to ratify, legalize and confirm the proceedings of the Rochester Water Works Company," with

a message informing that they had passed the same, with the following amendments:

Page 1, engrossed bill, line 8, after the word "April," insert the word "sixteenth." Line 11, after the word "officers," insert the word "and," and strike out "etc."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|----------------|
| Ackert | Daily | Hubbard | Nelson | Speaker |
| A. H. Andrew | Dayton | Humphrey | Nicholson | Stannard |
| Balcom | Decker | Jacobs | O'Reilley | Starr |
| Bennet | Eaton | Juliant | Parshall | Sullard |
| Bentley | Farley | Keady | Place | Sumner |
| Bigelow | Flach | Kinney | Purdy | Tarbox |
| Bradstreet | J. L. Flagg | La Bau | Raber | Topliff |
| Buel | F. H. Flagge | Little | Reeve | Torrey |
| D. Burns | Frear | Loughran | A. Richardson | Tower |
| Cameron | Galvin | Lounsbury | S. Richardson | Trainer |
| Campbell | Gifford | Mallison | Riley | Underwood |
| G. Clark | Gleason | Mann | Root | Van Valkenb'rg |
| W. S. Clark | Guigon | Matthewson | Sargent | Wellington |
| Clausen | Halsey | McKiever | Sherman | Wendover |
| Cook | Hasbrouck | Miller | Skillman | Williams |
| Cornwall | Howard | Murphy | O. L. Smith | A. I. Wood |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to incorporate the Wood Library Association, of Canandaigua," with a message informing that they had passed the same, with the following amendment:

Section 3, line 5, engrossed bill, after the word "otherwise," insert the words "subject to all provisions of law now existing."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|----------------|
| Ackert | Cook | Howard | Matthewson | Skillman |
| A. H. Andrew | Cornwall | Hubbard | McKiever | C. L. Smith |
| Babcock | Daily | Humphrey | Murphy | Speaker |
| Balcom | Decker | Irving | Nelson | Starr |
| Bamler | Eaton | Jacobs | Nicholson | Sullard |
| Bennet | Farley | Johnson | Parshall | Sumner |
| Bergen | J. L. Flagg | Jones | Place | Tarbox |
| Bigelow | F. H. Flagge | Juliant | Purdy | Topliff |
| Bradstreet | Frear | Keady | Raber | Torrey |
| Brush | Furman | Kinney | A. Richardson | Trainer |
| Buel | Galvin | La Bau | S. Richardson | Underwood |
| Cameron | Gifford | Lefler | Riley | Van Valkenb'rg |
| Campbell | Gleason | Little | Root | Wellington |
| Chapman | Guigon | Loughran | Sargent | Wendover |
| G. Clark | Halsey | Lounsbury | Sherman | Williams |

W. S. Clark
Clausen

Hartman
Hasbrouck

Mallison
Mann

Skells

A. I. Wood

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

A message from the Senate was received and read, informing of concurrence in the passage of the resolution in the words following:

Resolved (if the Senate concur), That a respectful message be sent to His Excellency the Governor, requesting the return to the Assembly of Assembly bill No 254, entitled "An act to amend an act entitled 'An act to incorporate the village of Cambridge,' passed April 10, 1867."

The Senate returned the bill entitled "An act to incorporate the Gouverneur Water Works Company," with a message informing that they had passed the same, with the following amendments:

Section 12, line 7, strike out the words "the same," and insert in lieu thereof the word "such." Strike out the word "made," where it first occurs in same line, and insert in lieu thereof the word "may."

Section 19, line 2, strike out the words "to an," and insert in lieu thereof the words "equal to the." Strike out all of line 3, in same section, to and including the word "in."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | Cornwall | Howard | Matthewson | Skells |
| A. H. Andrew | Daily | Hubbard | McKiever | Skillman |
| Babcock | Davis | Humphrey | Miller | C. L. Smith |
| Balcom | Decker | Irving | Murphy | L. E. Smith |
| Bamler | Farley | Jacobs | Nicholson | Speaker |
| Bennet | Flach | Johnson | Pitts | Stannard |
| Bergen | J. L. Flagg | Jones | Purdy | Sullard |
| Bradstreet | F. H. Flagg | Julian | Quinn | Sumner |
| Brush | Fear | Keady | Raber | Topliff |
| Buel | Galvin | Kinney | A. Richardson | Torrey |
| Cameron | Gifford | La Bau | S. Richardson | Tower |
| Campbell | Gleason | Little | Riley | Trainer |
| Chapman | Guigon | Loughran | Root | Underwood |
| G. Clark | Halsey | Lounsbury | Sargent | Van Valkenburgh |
| W. S. Clark | Hartman | Mallison | Selkreg | Wendover |
| Clausen | Hasbrouck | Mann | Sherman | Williams |
| Cook | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend an act entitled 'An act in relation to the offices of recorder, assessor, chamberlain and city attorney of the city of Troy,' passed April 19, 1867," with a message informing that they had passed the same, with the following amendments:

Section 1, line 1, after the figure "1," insert the words "section 2 of." Strike out all of said section after the word "amended," in line 3, and insert the words following: "so as to read as follows: '§ 2. The chamberlain of the city of Troy shall receive a salary of two thousand five hundred dollars a year, to be paid quarterly, and to be received in full for his services. He shall not receive any other compensation in fees, allowances, percentages, or perquisites of any name or kind whatsoever."

He shall be paid such salary from the first day of January, 1867; but any sum or sums of money received by him since said first day of January for salary, or for fees, percentages and perquisites, shall be credited to the city, and deducted from the salary herein provided. Nothing in this act contained shall be construed to prevent the common council of said city from auditing such necessary bills as may be incurred for clerk hire in the office of said chamberlain."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 50 }
{ NOES 41 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|-----------|-------------|-----------------|
| W. S. Andrews | Cook | Johnson | Penfield | Stannard |
| Babcock | Daily | Jones | Place | Starr |
| Balcom | Dayton | Juliland | Purdy | Sullard |
| Bemus | Eaton | Keady | Raber | Topliif |
| Bergen | Farley | Kinney | Ray | Tower |
| Bradstreet | Gifford | La Bau | Rider | Underwood |
| Brush | Guigou | Madden | Riley | Van Valkenb'rgh |
| Cameron | Halsey | Mallison | Selkreg | Wendover |
| G. Clark | Humphrey | Nicholson | Skillman | Williams |
| Clausen | Jacobs | O'Reilley | L. E. Smith | A. I. Wood |

Those who voted in the negative, were

| | | | | |
|-------------|--------------|-----------|------------|-------------|
| Ackert | Flach | Howard | Matthewson | Skels |
| Bamler | J. L. Flagg | Hubbard | McKiever | C. L. Smith |
| Bentley | F. H. Flagge | Irving | Miller | Speaker |
| Buel | Frear | Kiernan | Moran | Stevens |
| D. Burns | Furman | Lefler | Murphy | Sumner |
| Button | Galvin | Little | Nelson | Tarbox |
| W. S. Clark | Hartman | Loughran | Rogers | Torrey |
| Cornwall | Hasbrouck | Lounsbury | Sherman | Weed |
| Decker | | | | |

Mr. J. L. Flagg moved that a committee of conference be appointed on the part of the Assembly, and that a like committee be requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed Messrs. J. L. Flagg, Irving, Brush, Howard and Wells as such committee.

Ordered, That the Clerk return said bill to the Senate, with an appropriate message.

The Senate returned the bill entitled "An act to prohibit the gas companies of the city of Brooklyn from collecting rents on their meters," with a message informing that they had passed the same, with the following amendments:

Strike out section 1 and insert in lieu thereof the following:

SECTION 1. On and after the passage of this act, it shall not be lawful for any gas company in this State to charge or collect rent on its gas meters, either in a direct or indirect manner. Any person, party or company violating any of the provisions of this act, shall be liable to a penalty of fifty dollars for each offence, to be sued for and recovered in the corporate name of the city or village where the violation occurs, in any court having jurisdiction, and when collected, to be paid into the treasury of said city or village, and to constitute a part of the contingent or general fund thereof.

Amend the title so as to read as follows:

"An act to prohibit gas companies from collecting rent on their meters."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Halsey | Mann | Skeels |
| A. H. Andrew | W. S. Clark | Hasbrouck | Miller | Skillman |
| W. S. Andrews | Clausen | Howard | Moran | O. L. Smith |
| Babcock | Cook | Humphrey | Nicholson | L. E. Smith |
| Balcom | Cornwall | Jacobs | O'Reilly | Speaker |
| Bamler | Daily | Johnson | Pitta | Stannard |
| Bemus | Davis | Jones | Purdy | Stevens |
| Bigelow | Dayton | Juliand | Quinn | Sumner |
| Bradstreet | Decker | Keady | Raber | Torrey |
| Bristol | Farley | Kinney | A. Richardson | Trainer |
| Brush | Flach | La Bau | S. Richardson | Underwood |
| Buel | J. L. Flag | Lefler | Rider | Wellington |
| D. Burns | F. H. Flagge | Little | Riley | Wells |
| Button | Galvin | Lounsbury | Sargent | Wendover |
| Campbell | Gleason | Mallison | Sherman | Williams |
| Chapman | Guigon | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

Pursuant to a resolution, the Governor returned, for correction, the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Cambridge,' passed April 10, 1867."

Mr. Underwood moved to reconsider the vote on the final passage of said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|----------------|
| Ackert | Daily | Johnson | O'Reilly | L. E. Smith |
| A. H. Andrew | Davis | Jones | Parshall | Speaker |
| W. S. Andrews | Dayton | Juliand | Pitta | Stannard |
| Balcom | Decker | Keady | Pond | Starr |
| Bamler | Flach | Kiernan | Prince | Sumner |
| Bentley | J. L. Flag | Kinney | Purdy | Tarbox |
| Bergen | F. H. Flagge | La Bau | Raber | Topliff |
| Bigelow | Frear | Lasher | Ray | Tower |
| Bradstreet | Furman | Lefler | Reeve | Trainer |
| Buel | Galvin | Loughran | A. Richardson | Underwood |
| Button | Gifford | Mallison | S. Richardson | Van Valkenb'rg |
| Campbell | Guigon | Mann | Rider | Weed |
| Chapman | Halsey | Matthewson | Rogers | Wellington |
| G. Clark | Hasbrouck | Miller | Root | Wells |
| W. S. Clark | Hubbard | Moran | Sargent | Wendover |
| Clausen | Humphrey | Murphy | Sherman | Williams |
| Cook | Irving | Nelson | Skillman | A. I. Wood |
| Cornwall | Jacobs | Nicholson | O. L. Smith | |

By unanimous consent, on motion of Mr. Underwood, said bill was amended as follows:

Amend the title, by inserting after the word "Cambridge," the words "passed April 17, 1866."

Amend section 1, by inserting in line 3, engrossed bill, after the word "Cambridge," the words "passed April 16, 1866."

Amend section 4, by inserting in line 1, after the word "four," the words "of the act entitled 'An act to incorporate the village of Cambridge,' passed April 16, 1866."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Clausen | Howard | Moran | Sherman |
| A. H. Andrew | Cook | Hubbard | Murphy | Skeels |
| W. S. Andrews | Cornwall | Humphrey | Nelson | Skillman |
| Balcom | Davis | Irving | Nicholson | L. E. Smith |
| Bamler | Dayton | Jacobs | Parshall | Speaker |
| Bentley | Decker | Johnson | Pond | Stannard |
| Bergen | Eaton | Juliland | Prince | Starr |
| Bigelow | Flach | Keady | Purdy | Sumner |
| Bradstreet | J. L. Flagg | Kiernan | Raber | Topliff |
| Bristol | F. H. Flagge | Kinney | Ray | Underwood |
| Brush | Frear | La Bau | Reeve | Van Valkenburgh |
| Buel | Galvin | Lefler | A. Richardson | Weed |
| D. Burns | Gifford | Loughran | S. Richardson | Wellington |
| Button | Gleason | Lounsbury | Rider | Wells |
| Cameron | Gutgon | Mallison | Riley | Wendover |
| Chapman | Halsey | Matthewson | Rogers | Williams |
| G. Clark | Hartman | McKiever | Root | A. I. Wood |
| W. S. Clark | Hasbrouck | Miller | Selkreg | |

Ordered, That the Clerk return said bill to the Senate, with an appropriate message.

By unanimous consent, on motion of Mr. Chapman, the committee on State charitable institutions was discharged from the consideration of the Senate bill entitled "An act in relation to supplying the State Lunatic Asylum with water," and the same was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-------------|
| Ackert | Dally | Irving | Nicholson | L. E. Smith |
| Allis | Davis | Jacobs | O'Reilly | Speaker |
| A. H. Andrew | Decker | Johnson | Parshall | Stannard |
| Babcock | Eaton | Jones | Place | Starr |
| Balcom | Farley | Juliland | Purdy | Sullard |
| Bamler | J. L. Flagg | Kiernan | Raber | Sumner |
| Bentley | F. H. Flagge | La Bau | Ray | Tarbox |
| Bigelow | Frear | Lasher | Reeve | Topliff |
| Bradstreet | Galvin | Lefler | A. Richardson | Torrey |

| | | | | |
|-------------|-----------|------------|---------------|------------|
| Bristol | Gifford | Little | S. Richardson | Tower |
| D. Burns | Gleason | Loughran | Riley | Trainer |
| Campbell | Guigon | Lounsburry | Root | Underwood |
| Chapman | Halsey | Mallison | Sargent | Wellington |
| G. Clark | Hartman | Mann | Selkreg | Wells |
| W. S. Clark | Hasbrouck | Matthewson | Sherman | Wendover |
| Cook | Hubbard | Miller | Skeels | Williams |
| Cornwall | Humphrey | Murphy | Skillman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. La Bau,

Resolved, That the committee of the whole be discharged from further consideration of the bill entitled "An act ceding to the United States jurisdiction over David's Island in the harbor of New Rochelle, and exempting the same from taxation and assessments," and that the same be recommitted to the committee on the judiciary, with power to report complete at any time.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the bill entitled "An act in relation to the opening of certain streets in the city of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the bill entitled "An act to incorporate the Ellsworth Social Club in the city of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the bill entitled "An act to authorize the corporation of the city of Albany to reduce the width of De Witt street, between Perry and Robin streets, in the city of Albany," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the bill entitled "An act to amend section 31 of chapter 873 of the Laws of 1866, passed May 4, 1866, and section 32 of chapter 939, passed May 17, 1867, relating to buildings, and the keeping and storage of combustible materials in the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the bill entitled "An act in relation to immigrants and other passengers in the city of New York," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Little, from the committee on the judiciary, to which was referred the bill entitled "An act to release to Dorothea Morenz the title of the people of the State of New York in and to certain real estate," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. A. H. Andrew,

Resolved, That the committee on charitable and religious societies be instructed to report complete at any time the Senate bill entitled "An act to incorporate the Ocean Rock Division No. 30, of the Sons of Temperance, located at Louisville, St. Lawrence county."

By unanimous consent, on motion of Mr. Hasbrouck,

Resolved, That the bill entitled "An act to incorporate the Milton Ferry Company," be recommitted to the committee on commerce and navigation, to report complete at any time.

By unanimous consent, on motion of Mr. Flach,

Resolved, That the Senate bill entitled "An act to incorporate the Deaconess Institution of the Evangelical Lutheran Church," be recommitted to the committee on charitable and religious societies, with power to report complete at any time.

By unanimous consent, on motion of Mr. Skillman,

Resolved, That the Senate bill entitled "An act to enable Conrad Poppenhusen to found an institution," be recommitted to the committee on public education, with power to report complete at any time.

Mr. Little, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to legalize the official acts of Joshua S. Bliss, a justice of the peace," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

On motion of Mr. Murphy, the bill entitled "An act relative to immigrants and other passengers in the city of New York," was recommitted to the committee on the affairs of cities.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to amend chapter 97 of Laws of 1865, entitled 'An act enabling the banks of this State to become associations for the purpose of banking under the laws of the United States,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to incorporate the New Amsterdam Savings Bank, of the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. J. L. Flagg,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to incorporate the Workingmen's Union Foundry Company of Troy," and that the same be ordered to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act to provide for submitting the amended Constitution to the electors of the State," with instructions to report forthwith certain amendments, reported the same amended as directed.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 67 }
{ NOES 43 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|------------|----------|
| Ackert | Dayton | Humphrey | Matthewson | Rogers |
| W. S. Andrews | Decker | Irving | McKiever | Sherman |
| Bamler | Flach | Jacobs | Miller | Skells |
| Bentley | J. L. Flagg | Johnson | Moran | Skillman |

| | | | | |
|-------------|--------------|-----------|----------|-----------------|
| Bergen | F. H. Flagge | Jones | Murphy | C. L. Smith |
| Bradstreet | Frear | Keady | Nelson | Speaker |
| Buel | Furman | Kiernan | O'Reilly | Starr |
| D. Burns | Galvin | Lefler | Penfield | Stevens |
| Button | Guigon | Little | Prince | Sumner |
| Campbell | Halsey | Loughran | Purdy | Tower |
| Chapman | Hartman | Lounsbury | Raber | Trainer |
| W. S. Clark | Hasbrouck | Madden | Reeve | Van Valkenburgh |
| Clausen | Howard | Mallison | Riley | Williams |
| Cornwall | Hubbard | | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|-----------|---------------|------------|
| A. H. Andrew | G. Clark | Kinney | A. Richardson | Tarbox |
| Babcock | Cook | La Bau | S. Richardson | Topliff |
| Balcom | Daily | Lasher | Root | Torrey |
| Bemis | Davis | Mann | Sargent | Underwood |
| Bennet | Eaton | Nicholson | Selkreg | Wells |
| Bigelow | Farley | Parshall | L. E. Smith | Wendover |
| Bristol | Gifford | Pitts | Stannard | A. I. Wood |
| Brush | Gleason | Place | Sullard | Younglove |
| Cameron | Juliland | Ray | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. C. L. Smith,

Resolved, That the bill entitled "An act to amend an act entitled 'An act in relation to the election of superintendents of the poor and coroners in the county of Kings,' passed April 7, 1858," be recommitted to the committee on the affairs of cities.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the Senate bill entitled "An act to enable the electors of the village of Geneseo to raise money in aid of the Wadsworth Normal and Training School, located in that village," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was recommitted the Senate bill entitled "An act in relation to the Second Particular Baptist Church and Society, of the city of Troy," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Madden, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the Ocean Rock Division No. 30, of the Sons of Temperance, located at Louisville, St. Lawrence county," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitted the bill entitled "An act to incorporate the New York and Brooklyn Iron Tubular Tunnel Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitted the bill entitled "An act to regulate the ferry between Rondout and Rhinebeck, known as the Rondout and Rhinebeck ferry," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Kiernan, from the committee on commerce and navigation, to

which was recommitted the bill entitled "An act amending chapter 538 of the Laws of 1865, in relation to the New York and Brooklyn Petroleum Floating Storage Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to authorize Lewis Runyon to establish and maintain a ferry across the Seneca lake, at Lodi Landing," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitted the Senate bill entitled "An act to incorporate the Yonkers and Alpine Ferry Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitted the Senate bill entitled "An act to amend chapter 115 of the Laws of 1865, entitled 'An act concerning the pilots of the channel of the East river, commonly called Hell Gate,' passed April 15, 1847, as amended by act passed March 12, 1860, and again by act passed March 14, 1865," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act to amend section 6 of an act entitled 'An act for the publication of the Session Laws in two newspapers in each county of this State,' passed May 14, 1845," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act in relation to joint stock companies and associations," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Irving, from the committee on railroads, to which was recommitted the bill entitled "An act to authorize certain towns in the counties of Oswego, Cayuga, Wayne, Monroe, Orleans and Niagara to issue bonds and take stock in and for the construction of the Lake Ontario Shore railroad," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Starr, from the committee on the affairs of villages, to which was recommitted the Senate bill entitled "An act to incorporate the village of Hamilton, in the town of Hamilton, county of Madison, and to repeal its present charter," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Bradstreet, from the committee on canals, to which was recommitted the bill entitled "An act to provide for an iron bridge over the artificial outlet of the Seneca lake," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act in relation to the commissioners of excise for the county of Erie, and to regulate the granting of licences therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 68 }
{ NOES 15 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cook | Howard | McKiever | Rogers |
| W. S. Andrews | Daily | Hubbard | Miller | Root |
| Bamler | Dayton | Humphrey | Murphy | Selkreg |
| Bentley | Decker | Irving | Nelson | Skeels |
| Bergen | Eaton | Jacobs | O'Reilley | Skillman |
| Bigelow | Flach | Johnson | Parshall | C. L. Smith |
| Bristol | J. L. Flag | Jones | Prince | Speaker |
| Buel | F. H. Flagge | Kiernan | Purdy | Stevens |
| D. Burns | Frear | Laffer | Quinn | Sumner |
| Button | Gleason | Little | Raber | Tower |
| Campbell | Guigou | Loughran | Ray | Trainer |
| Chapman | Halsey | Lounsbury | Reeve | Weed |
| W. S. Clark | Hartman | Mallison | A. Richardson | Wendover |
| Clausen | Hasbrouck | Matthewson | Riley | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|---------|---------|-------------|
| A. H. Andrew | Cameron | Farley | Mann | L. E. Smith |
| Balcom | G. Clark | Juliaud | Rider | Topliff |
| Bennet | Davis | La Bau | Sargent | A. I. Wood |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act appointing Jesse P. Haines, Elijah C. Odell, and Moses C. Crapsey, commissioners for draining certain lands in the town and city of Lockport, in the county of Niagara," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 60 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|------------|-------------|
| Ackert | Chapman | Halsey | Mann | Skeels |
| A. H. Andrew | G. Clark | Hartman | Matthewson | Skillman |
| Babcock | W. S. Clark | Hubbard | Miller | L. E. Smith |
| Balcom | Clausen | Humphrey | Moran | Speaker |
| Bamler | Cook | Irving | Parshall | Stannard |
| Bennet | Cornwall | Jacobs | Pond | Stevens |
| Bentley | Daily | Johnson | Prince | Sumner |
| Bergen | Davis | Jones | Purdy | Tarbox |
| Bigelow | Dayton | Juliaud | Quinn | Topliff |
| Bradstreet | Eaton | Kiernan | Raber | Underwood |
| Brush | Farley | Kinney | Ray | Wellington |
| Buel | Flach | La Bau | Rider | Wells |
| D. Burns | J. L. Flag | Little | Riley | Wendover |
| Button | Frear | Loughran | Rogers | Williams |
| Cameron | Galvin | Lounsbury | Sargent | A. I. Wood |
| Campbell | Gleason | Madden | Selkreg | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to chapter 839 of the Laws of

1866, relative to the consolidation of school districts Nos. 7 and 28, in the town and county of Onondaga," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Hubbard | Nicholson | C. L. Smith |
| Allis | Cook | Humphrey | Parshall | L. E. Smith |
| A. H. Andrew | Cornwall | Johnson | Pond | Stannard |
| Babcock | Dayton | Jones | Prince | Stewart |
| Bemus | Decker | Juland | Quinn | Sumner |
| Bennet | Eaton | Kiernan | Raber | Tarbox |
| Bentley | Farley | Kinney | Ray | Topliff |
| Bergen | J. L. Flagg | Laaser | Reeve | Torrey |
| Bradstreet | F. H. Flagg | Lefler | A. Richardson | Tower |
| Bristol | Frear | Loughran | S. Richardson | Trainer |
| Brush | Furman | Lounsbury | Riley | Underwood |
| Button | Galvin | Mallison | Root | Van Valkenburgh |
| Cameron | Guigon | Mann | Sargent | Weed |
| Chapman | Halsey | Matthewson | Selkreg | Wellington |
| Chism | Hartman | Miller | Sherman | Wendover |
| G. Clark | Howard | Nelson | Skillman | Younglove |

For the negative,

D. Burns

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Metropolitan Boat Club of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| A. H. Andrew | Cook | Humphrey | Moran | Sherman |
| Babcock | Cornwall | Irving | Nelson | Skillman |
| Balcom | Dally | Jacobs | Nicholson | C. L. Smith |
| Bamler | Davis | Johnson | Parshall | L. E. Smith |
| Bennet | Dayton | Jones | Place | Speaker |
| Bentley | Eaton | Juland | Pond | Stannard |
| Bradstreet | Farley | Keady | Prince | Stevens |
| Brush | Flach | Kiernan | Quinn | Sumner |
| Buel | J. L. Flagg | Kinney | Raber | Tarbox |
| D. Burns | F. H. Flagg | La Bau, | Reeve | Tower |
| Button | Frear | Lasher | A. Richardson | Underwood |
| Cameron | Galvin | Lefler | Rider | Wellington |
| Campbell | Gifford | Little | Riley | Wendover |
| Chapman | Gleason | Loughran | Rogers | Williams |
| G. Clark | Guigon | Mann | Root | A. I. Wood |
| W. S. Clark | Halsey | Matthewson | Sargent | Younglove |
| Clausen | Hubbard | Miller | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to define the boundaries of the village of

Livingstonville, Schoharie county, and in relation to highway labor therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Jacobs | Parshall | C. L. Smith |
| W. S. Andrews | Cornwall | Jones | Pitta | L. E. Smith |
| Babcock | Dayton | Juliand | Place | Speaker |
| Balcom | Decker | Keady | Pond | Stannard |
| Bentley | Eaton | Kinney | Prince | Stewart |
| Bergen | Flach | La Bau | Quinn | Sullard |
| Bigelow | J. L. Flagg | Lasher | Ranney | Tarbox |
| Bradstreet | F. H. Flagge | Lefler | Ray | Topliff |
| Brush | Frear | Little | A. Richardson | Tower |
| Buel | Furman | Loughran | S. Richardson | Trainer |
| Button | Gifford | Mallison | Rider | Underwood |
| Cameron | Gleason | Mann | Riley | Van Valkenburgh |
| Campbell | Guigon | Matthewson | Selkreg | Wellington |
| Chapman | Halsey | Miller | Sherman | Wells |
| G. Clark | Hasbrouck | Moran | Skeels | Wendover |
| W. S. Clark | Hubbard | Nelson | Skillman | Younglove |
| Clausen | Humphrey | Nicholson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the laying out of public highways in the town of Eastchester, and county of Westchester," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| A. H. Andrew | Cornwall | Jones | O'Reilley | Skeels |
| Babcock | Dayton | Juliand | Parshall | Skillman |
| Balcom | Decker | Keady | Place | O. L. Smith |
| Bennet | Eaton | Kiernan | Pond | L. E. Smith |
| Bergen | Farley | Kinney | Prince | Stannard |
| Bigelow | Flach | Lefler | Quinn | Starr |
| Bradstreet | J. L. Flagg | Lounsbury | Raber | Sullard |
| Brush | F. H. Flagge | Madden | Ray | Sumner |
| Burhans | Frear | Mallison | Reeve | Topliff |
| D. Burns | Gleason | Mann | A. Richardson | Torrey |
| Button | Guigon | Matthewson | S. Richardson | Trainer |
| Cady | Halsey | McKiever | Rider | Underwood |
| Campbell | Hasbrouck | Miller | Rogers | Wellington |
| Chism | Howard | Moran | Root | Wendover |
| G. Clark | Hubbard | Nelson | Selkreg | Williams |
| W. S. Clark | Humphrey | Nicholson | Sherman | Younglove |
| Cook | Jacobs | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the distribution of moneys

reimbursed the several townships of Suffolk county, for excess of years, provided by chapter 29, Laws of 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | Cornwall | Julland | Place | C. L. Smith |
| A. H. Andrew | Daily | Keady | Pond | L. E. Smith |
| Babcock | Davis | Kiernan | Prince | Speaker |
| Balcom | Decker | Kinney | Quinn | Stannard |
| Bemus | Eaton | Lefler | Raber | Sumner |
| Bentley | Flach | Little | Ray | Tarbox |
| Bergen | J. L. Flagg | Lounsbury | Reeve | Topliff |
| Bigelow | Frear | Madden | A. Richardson | Tower |
| Bradstreet | Galvin | Mallison | Rider | Trainer |
| Brush | Guigou | Mann | Rogers | Underwood |
| Buel | Halsey | Miller | Root | Van Valkenburgh |
| Button | Hasbrouck | Moran | Sargent | Wellington |
| Cameron | Hubbard | Nelson | Selkreg | Wells |
| Chapman | Humphrey | Nicholson | Sherman | Williams |
| W. S. Clark | Johnson | O'Reilly | Skeels | Younglove |
| Cook | Jones | Parshall | Skillman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to consolidate school districts Nos. 1 and 2 of the town of Pelham, county of Westchester," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Humphrey | Nicholson | Skeels |
| A. H. Andrew | Cook | Irving | Parshall | Skillman |
| W. S. Andrews | Cornwall | Jacobs | Pond | C. L. Smith |
| Babcock | Dayton | Jones | Prince | L. E. Smith |
| Balcom | Decker | Julland | Quinn | Speaker |
| Bemus | Eaton | Keady | Raber | Stannard |
| Bennet | Farley | Kinney | Ranney | Sumner |
| Bergen | Flach | La Bau | Ray | Tarbox |
| Bigelow | F. H. Flagg | Lasher | Reeve | Torrey |
| Bradstreet | Frear | Lefler | S. Richardson | Tower |
| Brush | Furman | Loughran | Rider | Trainer |
| Buel | Gifford | Lounsbury | Rogers | Underwood |
| Cameron | Gleason | Mallison | Root | Wellington |
| Chapman | Guigou | Matthewson | Sargent | Williams |
| Chism | Howard | McKiever | Selkreg | A. I. Wood |
| G. Clark | Hubbard | Miller | Sherman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of Charles Weiss," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 72 }
{ NOES 11 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|----------------|
| Ackert | Clausen | Johnson | Parshall | Skillman |
| A. H. Andrew | Dayton | Jones | Place | C. L. Smith |
| Babcock | Decker | Keady | Pond | Speaker |
| Balcom | Eaton | Kinney | Prince | Stannard |
| Bamler | Flach | Lefler | Quinn | Stevens |
| Bemus | F. H. Flagg | Little | Ray | Sumner |
| Bentley | Frear | Loughran | Reeve | Torrey |
| Bergen | Furman | Lounsbury | A. Richardson | Tower |
| Bigelow | Gifford | Mallison | S. Richardson | Trainer |
| Bradstreet | Gleason | Matthewson | Rider | Underwood |
| Brush | Guigon | Murphy | Rogers | Van Valkenb'rg |
| Buel | Halsey | Nelson | Sargent | Weed |
| Button | Hasbrouck | Nicholson | Sherman | Wellington |
| Chapman | Hubbard | O'Reilly | Skeels | Williams |
| W. S. Clark | Humphrey | | | |

Those who voted in the negative, were

| | | | | |
|----------|----------|---------|-------------|--------|
| Bennet | Cornwall | Farley | Miller | Tarbox |
| Cameron | Davis | Juliand | L. E. Smith | Wells |
| G. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Security Savings Bank of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|------------|---------------|------------|
| Ackert | W. S. Clark | Jones | Raber | Sullard |
| Babcock | Cook | Keady | Ray | Sumner |
| Balcom | Cornwall | Kinney | Reeve | Tarbox |
| Bamler | Dayton | Lefler | A. Richardson | Topliff |
| Bentley | Decker | Loughran | S. Richardson | Tower |
| Bergen | Eaton | Madden | Rider | Trainer |
| Bigelow | J. L. Flagg | Mallison | Riley | Underwood |
| Bradstreet | Frear | Matthewson | Rogers | Weed |
| Bristol | Gifford | McKiever | Sargent | Wellington |
| Brush | Gleason | Miller | Selkreg | Wells |
| Buel | Guigon | Murphy | Sherman | Wendover |
| Burhans | Halsey | Parshall | Skillman | Williams |
| Button | Hasbrouck | Pitts | Speaker | A. I. Wood |
| Chapman | Hubbard | Pond | Stannard | Younglove |
| G. Clark | Humphrey | Prince | | |

Those who voted in the negative, were

| | | |
|---------|---------|-------|
| Cameron | Juliand | Quinn |
|---------|---------|-------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent on motion of Mr. W. S. Clark,

Resolved, That the bill entitled "An act to amend chapter 455 of the

Laws of 1847, entitled 'An act to amend an act entitled An act to reduce the number of town officers and town and county expenses, and to prevent abuses in auditing town and county accounts,' passed May 10, 1845," be referred to the committee on the internal affairs of towns and counties, with power to amend and report at any time, and that it retain its order of engrossment.

By unanimous consent, on motion of Mr. Bemus,

Resolved, That the bill entitled "An act to fix the compensation of the treasurer of Chautauqua county," be referred to the sub-committee of the whole.

By unanimous consent, on motion of Mr. Bemus,

Resolved, That the bill entitled "An act to incorporate the Mayville Driving Park Association," be referred to the sub-committee of the whole.

By unanimous consent, on motion of Mr. Bemus,

Resolved, That the bill entitled "An act to amend chapter 430 of the Laws of 1866, entitled 'An act to facilitate the construction of the Buffalo and Oil Creek Cross-Cut railroad, and to authorize towns to subscribe to the capital stock thereof,' passed April 7, 1866," be referred to the sub-committee of the whole.

By unanimous consent, on motion of Mr. Madden,

Resolved, That the bill entitled "An act to amend chapter 662, Laws of 1867, in relation to road in Queens county," be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

The Senate bill entitled "An act to amend section 8 of chapter 463 of the Laws of 1853, in relation to corporations in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 74 }
{ NOES 4 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Humphrey | Murphy | Skillman |
| W. S. Andrews | W. S. Clark | Jacobs | Nelson | C. L. Smith |
| Babcock | Clausen | Johnson | Nicholson | Speaker |
| Balcom | Dayton | Juliand | Palmer | Stannard |
| Bamler | Decker | Keady | Parshall | Stevens |
| Bemus | Eaton | Kiernan | Prince | Summer |
| Bennet | Flach | Kinney | Purdy | Tower |
| Bergen | J. L. Flag | Lefler | Raber | Trainer |
| Bigelow | F. H. Flagge | Little | Reeve | Underwood |
| Bradstreet | Frear | Loughran | A. Richardson | Weed |
| Bristol | Furman | Madden | S. Richardson | Wellington |
| Brush | Guigon | Mallison | Rider | Wells |
| Cady | Halsey | Matthewson | Rogers | Williams |
| Campbell | Hasbrouck | McKiever | Root | A. I. Wood |
| Chapman | Hubbard | Miller | Sargent | |

Those who voted in the negative, were

| | | | |
|----------|---------|--------|-----------|
| D. Burns | Selkreg | Tarbox | Younglove |
|----------|---------|--------|-----------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Johnstown, and the several acts amenda-

tory thereof, and to extend the boundary of said village," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Hubbard | Parshall | Skillman |
| A. H. Andrew | Cook | Humphrey | Penfield | C. L. Smith |
| W. S. Andrews | Cornwall | Jacobs | Pond | L. E. Smith |
| Babcock | Davis | Johnson | Prince | Speaker |
| Balcom | Dayton | Juliland | Quinn | Stannard |
| Bamler | Decker | Keady | Raber | Stevens |
| Bemus | Eaton | Kinney | Ray | Sullard |
| Bergen | Flach | La Bau | Reeve | Summer |
| Bigelow | J. L. Flag | Lefler | A. Richardson | Topliff |
| Bradstreet | F. H. Flagge | Little | S. Richardson | Tower |
| Brush | Frear | Lounsbury | Rider | Trainer |
| Buel | Furman | Mallison | Riley | Underwood |
| D. Burns | Gifford | Matthewson | Rogers | Weed |
| Button | Guigon | McKiever | Sargent | Wellington |
| Cameron | Halsey | Murphy | Solkreg | Wells |
| Campbell | Hartman | Nelson | Sherman | Williams |
| Chapman | Hasbrouck | Nicholson | Skeels | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Nelson,

Resolved, That the Senate bill entitled "An act to incorporate the Hudson Highland Suspension Bridge Company, for the purpose of constructing and maintaining a suspension bridge, appurtenances and approaches to the same, over the Hudson river, at a point or points between Verplanck's Point and Buttermilk Falls, on said river," be recommitted to the committee on commerce and navigation, with power to report complete at any time.

On motion of Mr. Bemus,

Resolved, That the Senate bill entitled "An act to consolidate a part of certain school districts in the town of Pomfret, county of Chautanqua, with district No. 8, of said town," be referred to the sub-committee of the whole.

On motion of Mr. Raber,

Resolved, That the bill entitled "An act to incorporate the American and Foreign Joint Stock Company," be recommitted to the committee on banks for correction, and that it retain its place on the order of third reading of bills.

The bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of villages,' passed December 7, 1867, so far as the same relates to the village of Mount Vernon, and to confer additional powers upon the trustees thereof, passed May 5, 1863," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Campbell | Halsey | Miller | Sargent |
| A. H. Andrew | Chapman | Hasbrouck | Murphy | Selkreg |
| W. S. Andrews | G. Clark | Hubbard | Nicholson | Sherman |
| Babcock | W. S. Clark | Palmer | Palmer | Skeels |
| Balcom | Clausen | Irving | Parshall | Skillman |
| Bamler | Cornwall | Jacobs | Place | C. L. Smith |
| Bemus | Davis | Juliand | Pond | Speaker |
| Bentley | Dayton | Keady | Prince | Starr |
| Bigelow | Decker | Kinney | Purdy | Sullard |
| Bradstreet | Eaton | Lefler | Quinn | Sumner |
| Brush | Flach | Little | Raber | Topliff |
| Buel | J. L. Flag | Loughran | Ray | Tower |
| Burhans | F. H. Flagge | Lounsbury | A. Richardson | Trainer |
| D. Burns | Frear | Madden | S. Richardson | Van Valkenb'rgh |
| Button | Galvin | Mallison | Rider | Weed |
| Cady | Gifford | Matthewson | Riley | Wellington |
| Cameron | Gleason | McKiever | Rogers | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the towns of Arcade and Java, in the county of Wyoming, to borrow money to purchase the right of way through said towns for the Attica and Allegany Valley Railroad Company, or any company that will construct a railroad from the village of Attica to the village of Arcade, Wyoming county, on the route already located for the Attica and Allegany Valley railroad," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hartman | McKiever | Skeels |
| A. H. Andrew | G. Clark | Hasbrouck | Murphy | Skillman |
| W. S. Andrews | W. S. Clark | Hubbard | Nicholson | C. L. Smith |
| Babcock | Cook | Humphrey | Palmer | Speaker |
| Bamler | Cornwall | Jacobs | Penfield | Stannard |
| Bemus | Daily | Jones | Place | Stevens |
| Bennet | Decker | Juliand | Pond | Sullard |
| Bergen | Eaton | Kiernan | Prince | Sumner |
| Bigelow | Flach | Kinney | Quinn | Tarbox |
| Bradstreet | J. L. Flag | La Bau | Ray | Topliff |
| Bristol | F. H. Flagge | Lasher | A. Richardson | Tower |
| Brush | Frear | Lefler | S. Richardson | Trainer |
| Buel | Furman | Madden | Rider | Van Valkenb'rgh |
| D. Burns | Galvin | Mallison | Riley | Wellington |
| Cameron | Gleason | Mann | Sargent | Wells |
| Campbell | Halsey | Matthewson | Sherman | A. I. Wood |
| Chapman | | | | |

For the negative,

Little

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act declaring certain lands not exempt from

taxation, and providing for the payment of the taxes due thereon from the years 1863 to 1868 inclusive," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Ackert | Campbell | Frear | Mann | Skillman |
| A. H. Andrew | Chapman | Furman | Nelson | C. L. Smith |
| Babcock | Chism | Galvin | Nicholson | L. E. Smith |
| Balcom | G. Clark | Gifford | Parshall | Speaker |
| Bamler | W. S. Clark | Gleason | Pond | Stannard |
| Bemus | Clausen | Halsey | Prince | Stevens |
| Bennet | Cook | Hartman | Purdy | Sullard |
| Bentley | Cornwall | Hasbrouck | Reeve | Sumner |
| Bigelow | Daily | Hubbard | S. Richardson | Tarbox |
| Bradstreet | Davis | Jacobs | Rider | Topliff |
| Bristol | Decker | Kiernan | Riley | Tower |
| Brush | Eaton | Kinney | Rogers | Trainer |
| Buel | Farley | La Bau | Sargent | Underwood |
| D. Burns | Flach | Lefler | Selkreg | Weed |
| Button | J. L. Flagg | Little | Sherman | Wellington |
| Cameron | F. H. Flagg | Mallison | Skeels | Wells |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Pond moved to reconsider the vote by which said bill was passed, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the negative.

The Senate bill entitled "An act to protect ice ponds in the counties of Westchester, Rockland and Putnam against willful injury," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|----------------|
| A. H. Andrew | Decker | Keady | Parshall | L. E. Smith |
| Babcock | Eaton | Kiernan | Pond | Speaker |
| Bemus | J. L. Flagg | Kinney | Prince | Stannard |
| Bennet | Frear | La Bau | Purdy | Starr |
| Bigelow | Furman | Lasher | Quinn | Stevens |
| Bradstreet | Galvin | Lefler | Ray | Sullard |
| Brush | Gifford | Madden | A. Richardson | Sumner |
| Buel | Gleason | Mallison | S. Richardson | Tarbox |
| Button | Halsey | Mann | Rider | Torrey |
| Cameron | Hasbrouck | McKiever | Riley | Trainer |
| Chapman | Howard | Miller | Rogers | Underwood |
| G. Clark | Hubbard | Moran | Selkreg | Van Valkenb'rg |
| Cook | Humphrey | Murphy | Sherman | Wellington |
| Cornwall | Jacobs | Nelson | Skeels | Wells |
| Davis | Johnson | Nicholson | Skillman | Williams |
| Dayton | Julian | O'Reilly | C. L. Smith | A. I. Wood |

For the negative,

Daily

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend an act entitled 'An act to provide for laying out and opening a public highway in the town of New Utrecht, Kings county,' passed April 23, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| A. H. Andrew | Decker | Johnson | Pond | L. E. Smith |
| Babcock | Eaton | Juliland | Prince | Speaker |
| Bemus | Flach | Keady | Purdy | Stannard |
| Bennet | J. L. Flagg | Kiernan | Quinn | Stevens |
| Bigelow | F. H. Flagge | La Bau | Raber | Sullard |
| Bradstreet | Frear | Lasher | Ray | Sumner |
| Buel | Furman | Lefler | Reeve | Tarbox |
| D. Burns | Galvin | Little | A. Richardson | Torrey |
| Cameron | Gifford | Madden | S. Richardson | Tower |
| Campbell | Gleason | Mallison | Rider | Trainer |
| Chapman | Guigon | Mann | Riley | Underwood |
| G. Clark | Halsey | Miller | Rogers | Wellington |
| W. S. Clark | Hasbrouck | Moran | Selkreg | Wells |
| Clausen | Howard | Murphy | Sherman | Williams |
| Cook | Hubbard | Nicholson | Skeels | A. I. Wood |
| Cornwall | Humphrey | O'Reilly | Skillman | F. H. Woods |
| Daily | Jacobs | Parshall | C. L. Smith | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to incorporate the Rochester Water Works Company, passed April 16, 1852, to increase the capital stock, and authorizing the city of Rochester to aid in the construction of said works, pursuant to section 26 of said act, passed March 26, 1867,' and to repeal certain sections of an act entitled 'An act to authorize the city of Rochester to sell the stock of the Rochester and Genesee Valley Railroad Company, and to assist in the construction of water works,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|----------|-----------|-------------|
| Ackert | Clausen | Howard | Murphy | L. E. Smith |
| A. H. Andrew | Cook | Hubbard | Nicholson | Speaker |
| Babcock | Cornwall | Humphrey | Parshall | Stannard |
| Balcom | Daily | Jacobs | Place | Stevens |
| Bamler | Dayton | Johnson | Pond | Sullard |
| Bemus | Decker | Juliland | Prince | Sumner |
| Bigelow | Eaton | Keady | Raber | Tarbox |
| Bradstreet | Farley | Kinney | Ray | Topliff |
| Bristol | Flach | Lasher | Reeve | Tower |

| | | | | |
|-------------|-------------|------------|---------------|-------------|
| Brush | J. L. Flagg | Ledder | A. Richardson | Trainer |
| Buel | F. H. Flagg | Lounsbury | S. Richardson | Underwood |
| Button | Frear | Madden | Rider | Weed |
| Cady | Furman | Mallison | Selkreg | Wellington |
| Campbell | Galvin | Mann | Sherman | Wells |
| Chapman | Gifford | Matthewson | Skeels | Williams |
| Chism | Gleason | Miller | Skillman | A. I. Wood |
| G. Clark | Halsey | Moran | C. L. Smith | F. H. Woods |
| W. S. Clark | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act in relation to the Utica, Chenango and Susquehanna Valley Railroad Company."

"An act to legalize the election of trustees in free union school district, No. 1, of the town of Plattsburgh, and the several acts of the board of education of said district."

"An act to amend an act entitled 'An act to regulate, grade and macadamize the southern highway, from the village of Westchester, in the towns of Westchester and West Farms,' passed April 12, 1867."

"An act to confirm the title of certain persons to real estate."

"An act to amend chapter 140 of the Laws of 1853, entitled 'An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village, and chapter 29 of the Laws of 1866, entitled 'An act to consolidate and amend the several acts relating to the village of Batavia.'"

"An act to incorporate the Chateaugay Water Works Company."

"An act to amend the charter of the village of Olean."

"An act to lay out, construct and maintain a public road from the foot of East Second street, in Long Island city, to D street, in Blissville, Queens county, and to close certain streets in Long Island city, Queens county."

"An act to amend an act entitled 'An act in relation to the public schools in the village of Watertown,' passed April 21, 1865."

"An act to amend chapter 946 of the Laws of 1867, passed May 23, 1867, entitled 'An act to authorize the board of education of the union school district No. 11, of the town of Whitehall, to borrow money to build a school house in said district.'"

"An act to amend an act entitled 'An act to authorize the election of two police justices in the town of Kingston,' passed March 20, 1851."

"An act to amend section second of chapter 534 of the Laws of 1866, and to legalize the acts of supervisors."

"An act to amend an act entitled 'An act to consolidate and amend the several acts relating to the village of Peekskill to alter the bounds, and to enlarge the powers of the corporation of said village,' passed March 25, 1859."

"An act to aid in the construction of the New York Northern railroad, and to facilitate the improvement of the wilderness through which it is projected."

"An act to amend chapter 740 of the Laws of 1865, and chapter 812 of the Laws of 1866 amendatory thereof, being the registry laws."

"An act to amend and continue in force an act entitled 'An act to incorporate an association for the relief of respectable, aged and indigent females in the city of New York,' passed March 10, 1815, and the acts continuing in force and amending the same."

"An act conferring upon the Brooklyn Patent Pressed Brick Company, power to hold real estate."

"An act to reduce the number of directors of the Clinton Fire Insurance Company of the city of New York."

"An act for the relief of the Oxford Academy."

"An act for the relief of David Kohler, Charles Kohler, John Strech, John Hughson and John Simson."

"An act to amend section two of article one, title one, chapter eight, part two, of the Revised Statutes, in relation to incestuous marriages."

"An act to amend the several acts relating to the Hudson River Bridge Company at Albany, and authorizing the construction of a bridge across the Hudson river at Albany."

"An act to amend chapter 32 of the Laws of 1868, entitled 'An act to amend an act to authorize the village of Sandy Hill and Fort Edward, in the county of Washington, to issue bonds to aid in the construction of a railroad from the village of Glen's Falls to intersect the Saratoga and Whitehall railroad in the village of Fort Edward,' passed May 23, 1867, passed March 18, 1868."

"An act to lay out, open, extend and work certain highways in the town of West Farms, in the county of Westchester, known as Fairmount avenue and Berrian avenue."

"An act to extend Flushing avenue, and to lay out, open and improve Flushing avenue, and Newtown turnpike road, from Broadway to the city line, and to close and to extend other adjoining streets in the city of Brooklyn."

"An act to exonerate and discharge the town of Newburgh, and the commissioners of highways thereof, from the further duty and obligation of repairing, supporting and maintaining certain bridges in the county of Orange."

"An act for the construction and maintenance of certain piers in the city of New York."

"An act to amend an act entitled 'An act for the improvement of Brooklyn Heights,' passed April 17, 1866, and supplementary thereto."

"An act to amend an act entitled 'An act to establish a turnpike corporation for improving and making a road from the village of Newburgh, on Hudson river, to Cohecton, on the Delaware river,' passed March 20, 1801, and in relation to toll gates and tolls upon the turnpike road of said corporation."

"An act relating to evidence in criminal prosecutions."

"An act to authorize the towns of Mayfield and Northampton, in the county of Fulton, and the towns of Hope, Benson, Wells and Lake Pleasant, in the county of Hamilton, to issue bonds, and subscribe and take for said towns capital stock in the Gloversville, Mayfield and Northville Railroad Company."

"An act to amend an act entitled 'An act in relation to a certain highway and certain highway taxes in the county of Hamilton,' passed April 22, 1867, and to provide for relocating said highway over the lands of Isaac Williams."

"An act for the relief of the heirs and representatives of Jeremiah McCarty, deceased."

"An act to release the interest of the people of the State of New York to the heirs of William Harlan, deceased, and to enable them to take, hold and to dispose of certain real estate."

"An act to authorize the construction of a railroad in and through certain streets in the city of Newburgh, and in and through certain roads in the town of Newburgh, in the county of Orange."

"An act to amend section 31 of chapter 883 of the Laws of 1866, passed May 4, 1866, and section 82 of chapter 939, passed May 17, 1867, relating to buildings and the keeping and storage of combustible materials in the city of New York."

"An act to enable the towns of Middletown and Southfield, in the county of Richmond, to purchase the property and franchises of the Richmond County Plankroad Company, in said county, and to provide for the payment of the same."

"An act to discontinue the Shore road in Westfield, Richmond county, State of New York."

"An act to amend an act entitled 'An act appointing railway commissioners of the town of Johnstown, and modifying their powers and duties,' passed March 13, 1867."

"An act to authorize the commissioners of highways of the town of Fort Covington to raise money to build a bridge."

"An act for the relief of Ira Peck, and Robert Robinson and sons."

"An act to aid in the construction of the New York and Oswego Midland railroad."

"An act to facilitate the construction of the Rondout and Oswego railroad."

"An act to incorporate the Naples Soldiers' Monument Association, and to raise money by tax to erect a monument."

"An act relating to the claim of Patrick Rogers."

"An act to consolidate, re-enact and amend the charter of the village of Yonkers, in the county of Westchester, passed April 12, 1855, and the several acts amending the same, and to extend the powers of the corporation."

"An act to incorporate the village of Portchester."

"An act for the relief of Frederick C. Thurber."

"An act to incorporate the Commercial Warehouse Company of Albany."

By unanimous consent, on motion of Mr. Kiernan,

Resolved, That the bill entitled "An act to amend the certificate of incorporation of the New York Ophthalmic Hospital," be recommitted to the committee on charitable and religious societies, with power to report complete at any time.

By unanimous consent, on motion of Mr. Tower,

Resolved, That the bill entitled "An act relating to lands in the city of Brooklyn, devised by John Thursby, deceased," be referred to the committee on the judiciary, to report complete at any time.

By unanimous consent,

Mr. Decker introduced a bill entitled "An act to amend an act, passed April 25, 1866, entitled 'An act to create a separate road district in the town of Middletown, county of Richmond,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

By unanimous consent, on motion of Mr. Eaton,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to authorize the Fayetteville and Syracuse Plankroad Company to construct a railroad on and near its present route,' passed April 23, 1867," be recommitted to the committee on railroads, with power to report complete at any time.

Mr. Furman, from the committee on public education, to which was recommitted the bill entitled "An act to amend an act to promote education in the village of Corning," with power to report complete at any

time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Furman, from the committee on public education, to which was referred the Senate bill entitled "An act to legalize and confirm certain proceedings of the school meetings held in joint district No. 4, of the towns of York, Livingston county, and Pavilion, Genesee county, in designating a site for a school house in said district, in voting a tax to purchase such site, and also build a school house thereon, and of the trustee of said district in causing such taxes to be levied and collected," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Furman, from the committee on public education, to which was referred the bill entitled "An act to authorize the board of education, in the city of New York to establish a nautical school in that city," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Furman presented the report of Union College; which was laid on table and ordered printed.

(See Doc. No. 159.)

The bill entitled "An act to release to John Woollard the estate, right, title and interest of the people of the State of New York of, in and to a certain piece of land situate in the city of Rochester, of which Ralph M. Cryslar died seized," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | McKiever | Root |
| A. H. Andrew | W. S. Clark | Howard | Miller | Sargent |
| W. S. Andrews | Clausen | Hubbard | Murphy | Selkreg |
| Babcock | Cook | Humphrey | Nelson | Sherman |
| Balcom | Cornwall | Irving | Nicholson | Skeels |
| Bamler | Dayton | Jacobs | Parshall | Skillman |
| Bennet | Decker | Johnson | Penfield | C. L. Smith |
| Bentley | Eaton | Juland | Pitts | L. E. Smith |
| Bergen | Farley | Keady | Place | Speaker |
| Bigelow | Flach | Kiernan | Pond | Stannard |
| Bradstreet | J. L. Flagg | Kinney | Prince | Stevens |
| Bristol | F. H. Flagge | La Bau | Quinn | Sullard |
| Brush | Frear | Lefler | Raber | Sumner |
| Buel | Furman | Little | Ray | Tarbox |
| Burhans | Galvin | Loughran | Reeve | Tower |
| D. Burns | Gifford | Lounsbury | A. Richardson | Trainer |
| Button | Gleason | Mallison | S. Richardson | Weed |
| Campbell | Guigon | Mann | Rider | Wendover |
| Chapman | Halsey | Matthewson | Rogers | F. H. Woods |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to constitute a separate road district in the town of Palatine, in the county of Montgomery," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Humphrey | Miller | Selkreg |
| A. H. Andrew | W. S. Clark | Irving | Nelson | Sherman |
| W. S. Andrews | Clausen | Jacobs | Nicholson | Skeels |
| Babcock | Cornwall | Johnson | Penfield | Skillman |
| Balcom | Dayton | Jones | Place | C. L. Smith |
| Bennet | Decker | Julland | Pond | L. E. Smith |
| Bentley | Eaton | Kiernan | Prince | Speaker |
| Bigelow | Flach | Kinney | Purdy | Stevens |
| Bradstreet | J. L. Flagge | Lasher | Quinn | Sullard |
| Bristol | F. H. Flagge | Lawrence | Raber | Sumner |
| Brush | Frear | Leffer | Ray | Tarbox |
| Buel | Furman | Loughran | A. Richardson | Torrey |
| D. Burns | Galvin | Lounsbury | S. Richardson | Tower |
| Button | Gleason | Madden | Rider | Trainer |
| Cameron | Guigou | Mallison | Riley | Underwood |
| Campbell | Halsey | Mann | Root | Wiley |
| Chapman | Hasbrouck | Matthewson | Sargent | Williams |
| Chism | Howard | McKiever | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to alter the commissioners' map of the city of Brooklyn, and to provide for the widening and improving of Third street, in said city,' passed April 17, 1860, and the acts supplementary thereto," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Chapman | Gleason | Matthewson | Selkreg |
| A. H. Andrew | Chism | Halsey | McKiever | Sherman |
| W. S. Andrews | G. Clark | Howard | Miller | Skeels |
| Babcock | W. S. Clark | Hubbard | Murphy | C. L. Smith |
| Balcom | Cook | Humphrey | Nicholson | Speaker |
| Bennet | Cornwall | Irving | Penfield | Stannard |
| Bentley | Daily | Jacobs | Place | Stevens |
| Bergen | Davis | Jones | Pond | Sullard |
| Bigelow | Decker | Julland | Prince | Tarbox |
| Bradstreet | Eaton | Kiernan | Purdy | Topliff |
| Bristol | Flach | Kinney | Raber | Tower |
| Brush | J. L. Flagge | La Bau | Ray | Underwood |
| Buel | F. H. Flagge | Leffer | Reeve | Weed |
| D. Burns | Frear | Lounsbury | A. Richardson | Wellington |
| Button | Furman | Madden | S. Richardson | Williams |
| Cameron | Galvin | Mallison | Root | A. I. Wood |
| Campbell | Gifford | Mann | Sargent | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the payment of appropriations heretofore made to the Dispensary of the Troy Hospital," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|-------------|-----------------|
| A. H. Andrew | Daily | Irving | Nicholson | Stannard |
| W. S. Andrews | Davis | Jacobs | O'Reilly | Starr |
| Babcock | Dayton | Jones | Parshall | Stevens |
| Balcom | Decker | Juliaud | Prince | Sullard |
| Bemus | Eaton | Keady | Purdy | Sumner |
| Bentley | J. L. Flagg | Kiernan | Ranney | Tarbox |
| Bigelow | F. H. Flagge | Kinney | Reeve | Topliff |
| Bradstreet | Frear | La Bau | Rider | Tower |
| Buel | Furman | Lasher | Riley | Trainer |
| D. Burns | Galvin | Loughran | Root | Underwood |
| Button | Gifford | Mallison | Selkreg | Van Valkenburgh |
| Cameron | Gleason | Mann | Sherman | Wellington |
| Chapman | Guigon | Matthewson | Skeels | Wells |
| G. Clark | Halsey | McKiever | Skillman | Wendover |
| W. S. Clark | Hartman | Miller | C. L. Smith | Williams |
| Clausen | Hubbard | Meran | L. E. Smith | A. I. Wood |
| Cornwall | Humphrey | Nelson | Speaker | F. H. Woods |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the board of supervisors of Erie county to levy a tax upon the town of Aurora for the benefit of the Aurora Academy," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Chism | Halsey | Matthewson | Sherman |
| W. S. Andrews | G. Clark | Hartman | McKiever | Skeels |
| Babcock | W. S. Clark | Hasbrouck | Nelson | Skillman |
| Balcom | Clausen | Hubbard | Nicholson | L. E. Smith |
| Bemus | Cornwall | Humphrey | Parshall | Speaker |
| Bennet | Daily | Irving | Pitts | Stevens |
| Bentley | Davis | Jacobs | Place | Sullard |
| Bigelow | Dayton | Juliaud | Pond | Sumner |
| Bradstreet | Decker | Keady | Prince | Topliff |
| Bristol | Eaton | Kiernan | Raber | Trainer |
| Brush | J. L. Flagg | Kinney | Ray | Underwood |
| Burhans | F. H. Flagge | La Bau | Reeve | Weed |
| Button | Frear | Lefter | S. Richardson | Wellington |
| Cameron | Furman | Little | Rider | Williams |
| Campbell | Galvin | Madden | Rogers | F. H. Woods |
| Chapman | Gleason | Mallison | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Hudson City Savings Institution,' passed April 4, 1850," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|---------------|
| Ackert | W. S. Clark | Gleason | Madden | S. Richardson |
| W. S. Andrews | Cook | Halsey | Mallison | Rider |
| Babcock | Cornwall | Hartman | Matthewson | Root |
| Balcom | Daily | Hasbrouck | McKiever | Selkreg |
| Bennet | Davis | Hubbard | Miller | Sherman |
| Bentley | Dayton | Humphrey | Nicholson | Skeels |
| Bigelow | Decker | Johnson | Parshall | Speaker |
| Bradstreet | Eaton | Juliland | Penfield | Starr |
| Bristol | J. L. Flagg | Keady | Prince | Stevens |
| Brush | F. H. Flagg | Kinney | Raber | Weed |
| Button | Frear | La Bau | Ray | Wellington |
| Campbell | Furman | Little | Reeve | Wendover |
| Chism | Gifford | Loughran | A. Richardson | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Matthewson moved that the House take a recess until 3½ o'clock P. M.

Mr. O'Reilley moved to amend by striking out "3½," and inserting in lieu thereof "7½."

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Matthewson, as amended, and it was determined in the affirmative.

The House, thereupon, at 1 o'clock and 30 minutes, took a recess.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

By unanimous consent, on motion of Mr. Irving,

Resolved, That the bill entitled "An act to provide for the safety of life on city railroads in the city of New York," be recommitted to the committee on railroads for correction, and that it retain its present order.

Mr. Selkreg presented a petition of citizens of Dryden, in favor of a pro rata freight bill, which was committed to the committee of the whole.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the bill entitled "An act permitting religious and civic societies in the city of New York, to parade through the streets of said city," reported in favor of the passage of the same, with an amendment; which report was agreed to.

By unanimous consent, on motion of Mr. Murphy, said bill was recommitted to the committee, with power to report complete at any time.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to incorporate the Old Guard of the city of New York," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Murphy, said bill was recommitted to the committee, with power to report complete at any time.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitted the Senate bill entitled "An act to incorporate

the Hudson Highland Suspension Bridge Company, for the purpose of constructing and maintaining a suspension bridge, appurtenances and approaches to the same, over the Hudson river, at a point or points between Verplanck's Point and Buttermilk Falls, on said river," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent, on motion of Mr. Gibson,

Resolved, That the Senate bill entitled "An act to release the title and interest of the people of the State of New York in and to certain real estate to Thomas Jackson, Robert Vose and William Vose," be recommitted to the committee on the petitions of aliens, with power to report complete.

By unanimous consent, on motion of Mr. Raber,

Resolved, That the bill entitled "An act to incorporate the Williamsburgh Sharpshooters' Society of the city of Brooklyn," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. D. Burns,

Resolved, That the Senate bill entitled "An act to incorporate the Cartmen's Protective Union of the city and county of New York," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. Jones,

Resolved, That the bill in relation to the inspection of gas pipes used in steamboats and other vessels in the State of New York," be recommitted to the committee on commerce and navigation, with power to report complete at any time.

By unanimous consent,

Mr. Flach introduced a bill entitled "An act to change the corporate name of the Emigrant Savings Bank of Buffalo, to the Mechanics' Savings Bank of Buffalo," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

By unanimous consent, on motion of Mr. Lasher,

Resolved, That the bill entitled "An act to provide for the construction of a bridge over the Champlain canal, in the village of Mechanicsville," be recommitted to the committee on canals, with power to report complete at any time.

By unanimous consent,

Mr. Juliand introduced a bill entitled "An act to authorize the Canal Commissioners to construct a bridge over the Chenango canal, in the village of Green, Chenango county, and to change the location of the present bridge," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Juliand, said bill was referred to the committee on canals, with power to report complete at any time.

By unanimous consent, on motion of Mr. Root,

Resolved, That the bill entitled "An act to repeal chapter 776 of the Laws of 1865, passed January 16, 1865, entitled 'An act to except the town of Moriah, in Essex county, from the operation of chapter 626 of the Laws of 1853, and chapter 495 of the Laws of 1855,' be referred to the committee on roads and bridges, with power to report complete.

By unanimous consent, on motion of Mr. Bamler,

Resolved, That the Senate bill entitled "An act changing the name of the Wolstenholme File Manufacturing Company, to the Buffalo File

Company," be recommitted to the committee on trade and manufactures, to report complete at any time.

By unanimous consent, on motion of Mr. Eaton,

Resolved, That the bill entitled "An act to authorize the Canal Commissioners to construct embankments and walls on the west bank of the outlet of the De Ruyter river reservoir, in the town of Fabius, Onondaga county," be referred to the sub-committee of the whole.

By unanimous consent, on motion of Mr. Mann,

Resolved, That the bill entitled "An act to incorporate the Northern Hydraulic Company," be referred to the committee on commerce and navigation, with power to report complete at any time.

By unanimous consent,

Mr. Parshall offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to encourage and aid in the construction of railroads in this State, to provide the means therefor, and to prescribe the manner in which the same shall be expended," be referred to the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Pond,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to consolidate the several school districts and parts of districts within the corporate limits of the village of Saratoga Springs, and to establish a free union school or schools therein,' passed April 12, 1867," be recommitted to the committee on public education, with power to report complete at any time.

By unanimous consent, on motion of Mr. Pond,

Resolved, That the bill entitled "An act to amend an act entitled 'An act for the correction of assessments and equalization of taxes,' being chapter 453 of the Laws of 1865," be recommitted to the committee on the internal affairs of towns and counties, with power to report complete at any time.

By unanimous consent, on motion of Mr. Johnson,

Resolved, That the bill entitled "An act the more effectually to prevent liability of accidents to, and for the information of travelers upon, railway passenger cars in the State of New York," be recommitted to the committee on railroads, with power to report complete.

By unanimous consent,

Mr. Underwood introduced a bill entitled "An act to amend an act entitled 'An act to amend the several acts in relation to Union village in the county of Washington, and to change the name of said village to Greenwich,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

By unanimous consent, on motion of Mr. Sherman,

Resolved, That the Senate bill entitled "An act in relation to election districts in the town of Wallkill, Orange county," be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act authorizing the common council of the city of Poughkeepsie to build sewers therein," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to incorporate the Union Safe Deposit Company of New York city," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to amend chapter 164 of the Laws of 1865, entitled 'An act to extend the time for the commencement and construction of the Grand Hotel Company of New York city,' passed March 22, 1865," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to amend an act to organize and establish a recorder's court in the city of Oswego,' passed March 26, 1849, and acts amendatory thereof," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to extend Lexington avenue in the city of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to incorporate the Working Women's Protective Union," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to incorporate the Manhattan Express," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Frear, said bill was recommended to the committee, with power to report complete at any time.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act in relation to sheriffs," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Frear, said bill was recommended to the committee, with power to report complete at any time.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to provide for the appointment of an additional number of notaries public in the city and county of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was recommended the Senate bill entitled "An act ceding to the United States jurisdiction over David's Island, in the harbor of New Rochelle, and exempting the same from taxation and assessments," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to declare the village of Williamville a separate road district, and to provide means, by tax therein, for keeping streets, alleys, sidewalks and crosswalks in repair," which was read the first time, and

by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

"An act to authorize the Canal Appraisers to appraise damages to the owners of property on the Skaneateles outlet," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to open and improve Maspeth avenue in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act authorizing the city of Syracuse to loan its credit in aid of the Syracuse and Chenango Valley Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act for the relief of St. Mary's Church, in the city of New York, to amend the act incorporating the same, and for other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act for the relief of Russell Martin, assignee of William McArthur, contractor on repair section, No. 3, of the Genesee Valley canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

"An act fixing the compensation of the coroners of the city and county of New York," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Murphy, said bill was referred to the committee on the affairs of cities, with power to report complete at any time.

"An act to more effectually secure the arrest and conviction of persons guilty of crime," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to require the Nassau Railroad Company of Brooklyn, to change part of their route," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to empower the village of Hornellville to sell certain real estate, and to purchase a site for, and to build a lock-up, and to extend certain streets in said village."

"An act authorizing the village of Groton to remove the dead from the burying-ground, in said village, to the cemetery, and to authorize said village to hold the old burying-ground or sell the same, and to purchase a piece of land."

"An act to incorporate the Camp Meeting Association of the Methodist Episcopal Church of the Newburgh district, State of New York."

"An act incorporating the Newfield Fireman's Association of the village of Newfield, county of Tompkins and State of New York."

"An act to amend an act entitled 'An act to authorize the towns of Wilna, Champion, Theresa, Clayton, Alexandria, Orleans, Brownville, Antwerp, Pamela and Le Ray, in the county of Jefferson, and the towns of Greig, Watson, New Bremen and Crogan, in the county of Lewis, to issue bonds and subscribe and take for said towns capital stock in the Utica and Black River Railroad Company.'"

"An act to amend an act to incorporate the National Savings Institution of the city of New York, passed April 20, 1867."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to incorporate the Cohoes Savings Bank,' passed April 11, 1851," with a message informing that they had passed the same, with the following amendments:

Section 1, lines 35 and 36, engrossed bill, strike out the words "exclusive of buildings thereon." Also, the words "twenty-five per cent more than," and insert in lieu thereof the word "twice."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------|
| Ackert | G. Clark | Gleason | Miller | Sherman |
| W. S. Andrews | W. S. Clark | Guigou | Murphy | Skillman |
| Babcock | Clausen | Halsey | Nicholson | Speaker |
| Balcom | Cornwall | Hasbrouck | Parshall | Starr |
| Bennet | Daily | Howard | Pitts | Sullard |
| Bergen | Davis | Hubbard | Prince | Sumner |
| Bradstreet | Decker | Humphrey | Purdy | Torrey |
| Bristol | Eaton | Jacobs | Ray | Trainer |
| Brush | Farley | Johnson | Reeve | Underwood |
| Burhans | Flach | Jones | S. Richardson | Wells |
| D. Burns | J. L. Flag | Kinney | Riley | Wendover |
| Cameron | F. H. Flagge | Lefler | Rogers | Wiley |
| Chapman | Frear | Madden | Root | Younglove |
| Ohism | Gifford | Mallison | Sargent | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

By unanimous consent, on motion of Mr. Trainer,

Resolved, That the Senate bill entitled "An act to provide for the appointment of an additional number of notaries public in the city and county of New York," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the bill entitled "An act to amend chapter 455 of the Laws of 1847, entitled 'An act to amend an act entitled An act to reduce the number of town officers and town and county expenses, and to prevent abuses in auditing town and county accounts,' passed May 10, 1845;" with power to report complete at any time, reported the same complete, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Little, from the committee on the judiciary, to which was referred the bill entitled "An act to authorize the Albany Union Foundry Company to increase its capital stock," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. F. H. Woods, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Cornwall | Humphrey | Nelson | Skillman |
| W. S. Andrews | Davis | Juliand | Parshall | C. L. Smith |
| Babcock | Dayton | Keady | Penfield | Speaker |
| Balcom | Decker | Kiernan | Pond | Sullard |
| Bentley | Eaton | Kinney | Prince | Torrey |
| Bergen | J. L. Flagg | La Bau | Raber | Tower |
| Bradstreet | F. H. Flagge | Lasher | Ray | Underwood |
| Brush | Frear | Lefler | Reeve | Van Valkenb'rgh |
| Buel | Furman | Little | S. Richardson | Weed |
| D. Burns | Galvin | Loughran | Riley | Wellington |
| Cameron | Gleason | Lounsbury | Root | Wendover |
| Campbell | Guigou | Mallison | Selkreg | Wiley |
| Chism | Halsey | Matthewson | Sherman | A. I. Wood |
| G. Clark | Hasbrouck | McKlever | Skeels | F. H. Woods |
| W. S. Clark | Howard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act authorizing the trustees of Cortlandville Academy to convey real estate, and to remove academy building and appurtenances," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 98 }
{ NOES .00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Daily | Irving | Parshall | Speaker |
| A. H. Andrew | Dayton | Johnson | Pitts | Starr |
| W. S. Andrews | Decker | Jones | Pond | Stevens |
| Balcom | Eaton | Juliand | Prince | Sullard |
| Bamler | Farley | Keady | Purdy | Summer |
| Bennet | Flach | Kinney | Quinn | Topliff |
| Bergen | J. L. Flagg | La Bau | Raber | Torrey |
| Bristol | F. H. Flagge | Lasher | Ray | Tower |
| Brush | Frear | Lefler | Reeve | Trainer |
| Buel | Furman | Little | A. Richardson | Underwood |
| D. Burns | Galvin | Loughran | Rider | Van Valkenb'rgh |
| P. Burns | Gifford | Lounsbury | Riley | Weed |
| Cameron | Gleason | Madden | Root | Wellington |
| Chapman | Guigou | Mallison | Sargent | Wiley |
| Chism | Halsey | Mann | Selkreg | Williams |
| G. Clark | Hartman | Matthewson | Sherman | A. I. Wood |
| W. S. Clark | Howard | Moran | Skillman | F. H. Woods |
| Clausen | Hubbard | Murphy | C. L. Smith | Younglove |
| Cornwall | Humphrey | Nelson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend the charter of the Buffalo Street Railroad Company, to authorize it to purchase the railroad, right of way, and property of the Niagara Street Railroad Company, and to dissolve the latter company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Nicholson | Skillman |
| A. H. Andrew | Clausen | Jacobs | Parahall | O. L. Smith |
| W. S. Andrews | Cornwall | Jones | Pond | L. E. Smith |
| Babcock | Dayton | Juliand | Prince | Speaker |
| Balcom | Decker | Keady | Purdy | Starr |
| Bamler | Eaton | Kinney | Quinn | Stevens |
| Bennet | Flach | La Bau | Raber | Sullard |
| Bentley | J. L. Flagg | Lawrence | Ranney | Tower |
| Bergen | F. H. Flagge | Lefler | Ray | Trainer |
| Bradstreet | Frear | Loughran | Reeve | Underwood |
| Brush | Furman | Lounsbury | A. Richardson | Van Valkenburgh |
| Buel | Galvin | Madden | Rider | Wellington |
| D. Burns | Gleason | Mallison | Riley | Wells |
| P. Burns | Guigon | Mann | Rogers | Wiley |
| Cameron | Halsey | Matthewson | Root | Williams |
| Chapman | Hartman | McKiever | Sargent | A. I. Wood |
| Chism | Hasbrouck | Murphy | Selkreg | F. H. Woods |
| G. Clark | Hubbard | Nelson | Sherman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. W. S. Clark moved to take from the table the motion to reconsider the vote taken on the bill entitled "An act to require the commissioners of excise of the several counties of the State to execute bonds for the faithful performance of their duties, and to enlarge their powers."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 73 }
{ NOES 11 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Decker | Jones | Nelson | Sherman |
| A. H. Andrew | J. L. Flagg | Keady | O'Reilly | Skillman |
| W. S. Andrews | F. H. Flagge | Kinney | Parahall | L. E. Smith |
| Bamler | Frear | La Bau | Pond | Speaker |
| Bergen | Furman | Lawrence | Prince | Starr |
| Bradstreet | Gleason | Little | Purdy | Stevens |
| Buel | Guigon | Loughran | Quinn | Sumner |
| D. Burns | Halsey | Lounsbury | Raber | Tower |
| Chapman | Hartman | Madden | Reeve | Trainer |
| Chism | Hasbrouck | Mallison | A. Richardson | Underwood |
| G. Clark | Howard | Mann | Rider | Van Valkenburgh |
| W. S. Clark | Hubbard | Matthewson | Rogers | Wellington |
| Cornwall | Humphrey | McKiever | Root | Wells |
| Daily | Jacobs | Miller | Selkreg | Williams |
| Dayton | Johnson | Murphy | | |

Those who voted in the negative, were

| | | | | |
|---------|--------|-----------|---------|------------|
| Balcom | Davis | Gifford | Ray | Topliff |
| Bennet | Farley | Nicholson | Sullard | A. I. Wood |
| Cameron | | | | |

When the name of Mr. Juliand was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 72 }
{ NOES 25 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Decker | Johnson | Moran | Rogers |
| W. S. Andrews | Flach | Jones | Murphy | Sherman |
| Bentley | J. L. Flagg | Keady | Nelson | Skillman |
| Bergen | F. H. Flagge | Kiernan | O'Reilly | Starr |
| Bradstreet | Furman | Kinney | Parshall | Stevens |
| Buel | Galvin | Lefler | Pitts | Sumner |
| D. Burns | Gleason | Little | Pond | Tower |
| P. Burns | Guigon | Loughran | Prince | Trainer |
| Button | Halsey | Lounsbury | Purdy | Underwood |
| Campbell | Hartman | Madden | Raber | Van Valkenburgh |
| Chapman | Hasbrouck | Mallison | Ranney | Weed |
| Chism | Howard | Matthewson | Reeve | Wiley |
| W. S. Clark | Hubbard | McKiever | A. Richardson | Williams |
| Cornwall | Humphrey | Miller | Riley | F. H. Woods |
| Dayton | Irving | | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|-----------|---------------|------------|
| A. H. Andrew | G. Clark | Julland | S. Richardson | Sullard |
| Babcock | Daily | La Ban | Root | Topliff |
| Balcom | Davis | Lasher | Sargent | Torrey |
| Bennet | Eaton | Mann | Selkreg | Wendover |
| Cameron | Farley | Nicholson | L. E. Smith | A. I. Wood |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Tower, from the committee on banks, to which was recommended the bill entitled "An act to incorporate the American and Foreign Joint Stock Company," with power to report complete at any time, reported the same complete, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Prince moved to take from the table the motion to reconsider the vote on the bill entitled "An act to enable the board of supervisors of the county of Erie to raise money by tax for building and repairing bridges in the town of Aurora in said county."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|----------|-------------|
| Ackert | W. S. Clark | Hubbard | Murphy | Steels |
| W. S. Andrews | Cornwall | Humphrey | Nelson | Skillman |
| Babcock | Daily | Irving | Penfield | C. L. Smith |
| Bamler | Davis | Johnson | Pitts | Speaker |
| Bennet | Dayton | Jones | Pond | Stevens |

| | | | | |
|------------|--------------|-----------|---------------|----------------|
| Bentley | Decker | Juliland | Prince | Sullard |
| Bergen | Eaton | Kiernan | Purdy | Topliff |
| Bradstreet | Flach | Kinney | Ranney | Torrey |
| Bristol | J. L. Flag | La Bau | Ray | Tower |
| Brush | F. H. Flagge | Lefler | A. Richardson | Underwood |
| Buel | Frear | Little | S. Richardson | Van Valkenb'rg |
| D. Burns | Furman | Loughran | Rider | Wellington |
| P. Burns | Gifford | Lounsbury | Riley | Wells |
| Button | Gleason | Madden | Rogers | Wendover |
| Cady | Guigon | Mallison | Sargent | Wiley |
| Campbell | Halsey | McKiever | Selkreg | Williams |
| Chapman | Hasbrouck | Miller | Sherman | A. I. Wood |
| Chism | Howard | Moran | | |

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|----------------|
| Ackert | W. S. Clark | Howard | Miller | Speels |
| A. H. Andrew | Cook | Hubbard | Moran | Skillman |
| W. S. Andrews | Cornwall | Humphrey | Murphy | C. L. Smith |
| Babcock | Daily | Jacobs | Nelson | Speaker |
| Balcom | Davis | Johnson | Nicholson | Starr |
| Bamler | Dayton | Jones | Parshall | Stevens |
| Bergen | Decker | Juliland | Pond | Sullard |
| Bigelow | Eaton | Keady | Prince | Topliff |
| Bradstreet | Farley | Kiernan | Quinn | Torrey |
| Bristol | Flach | La Bau | Raber | Tower |
| Brush | J. L. Flag | Lasher | Ranney | Underwood |
| Buel | F. H. Flagge | Lefler | Ray | Van Valkenb'rg |
| D. Burns | Frear | Little | Reeve | Weed |
| P. Burns | Galvin | Lounsbury | A. Richardson | Wendover |
| Button | Gifford | Madden | S. Richardson | Williams |
| Cameron | Gleason | Mallison | Riley | A. I. Wood |
| Chapman | Guigon | Mann | Rogers | F. H. Woods |
| Chism | Halsey | Matthewson | Sargent | Younglove |
| G. Clark | Hasbrouck | McKiever | Sherman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to extend the charter and increase the capital stock of the Oswego Bridge Company,' passed April 16, 1866," being announced for third reading,

By unanimous consent, on motion of Mr. Kinney, the same was amended as follows:

Insert in section 2, 4th line, after the word "each," the words following: "of which the stock now held by the present stockholders shall constitute such part of fully paid up stock as shall be determined by the directors of said company; each of said present stockholders to have of such part, a share in proportion to the stock now held by such stockholder."

Insert as section 4 the following:

§ 4. The nineteenth section of the act entitled "An act to incorporate the Oswego Bridge Company," passed April 17, 1816, as amended by the third section of the act entitled "An act to extend the charter and increase the capital stock of the Oswego Bridge Company, passed April 16, 1866," is hereby amended so as to read as follows: "During the existence

of said corporation, and until the first day of April, eighteen hundred and ninety-three, it shall not be lawful for any other person or persons to keep or use any public ferry across the Susquehanna river, within three miles of the bridge belonging to said company, at any time when said bridge is standing, and in fit condition for public travel over it; and any such ferry shall be considered, and is hereby declared a public nuisance, but the said company may, nevertheless, recover by action against any and all persons who may be concerned or interested in keeping, maintaining or using such ferry, all damages which may be sustained by said company in consequence thereof."

Change numbers of subsequent sections to correspond.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| A. H. Andrew | Cornwall | Johnson | Nelson | Speaker |
| Babcock | Daily | Jones | Nicholson | Starr |
| Balcom | Davis | Juliand | Parshall | Stevens |
| Bamler | Dayton | Keady | Pond | Sullard |
| Bennet | Eaton | Kiernan | Prince | Sumner |
| Bradstreet | Farley | Kinney | A. Richardson | Topliff |
| Bristol | Flach | La Bau | S. Richardson | Trainer |
| Brush | J. L. Flagg | Lefter | Rider | Underwood |
| D. Burns | Galvin | Little | Riley | Van Valkenburgh |
| P. Burns | Gifford | Loughran | Rogers | Weed |
| Button | Gleason | Lounsbury | Sargent | Wells |
| Cameron | Halsey | Madden | Selkreg | Wendover |
| Campbell | Hasbrouck | Mallison | Sherman | Williams |
| Chapman | Howard | Matthewson | Skillman | A. I. Wood |
| Chism | Hubbard | McKiever | C. L. Smith | F. H. Woods |
| G. Clark | Humphrey | Murphy | L. E. Smith | Younglove |
| W. S. Clark | Jacobs | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend the act entitled 'An act to amend the act entitled An act in relation to the Grosvenor Library of the city of Buffalo, passed April 11, 1859,' passed April 8, 1861," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| A. H. Andrew | Eaton | Juliand | Parshall | L. E. Smith |
| W. S. Andrews | Flach | Keady | Prince | Speaker |
| Babcock | J. L. Flagg | Kiernan | Purdy | Stevens |
| Bentley | F. H. Flagg | Kinney | Raber | Sullard |
| Bergen | Frear | La Bau | Ranney | Sumner |
| Bradstreet | Furman | Lefter | Ray | Topliff |
| Bristol | Galvin | Little | A. Richardson | Tower |
| Brush | Gifford | Lounsbury | S. Richardson | Trainer |
| Buel | Gleason | Madden | Rider | Underwood |

| | | | | |
|-------------|----------|------------|-------------|-----------------|
| P. Burns | Guigon | Mallison | Rogers | Van Valkenburgh |
| Button | Halsey | Mann | Root | Weed |
| Chapman | Howard | Matthewson | Sargent | Wells |
| Chism | Hubbard | Miller | Selkreg | Wendover |
| G. Clark | Humphrey | Nelson | Sherman | Williams |
| W. S. Clark | Irving | Nicholson | Skeels | A. I. Wood |
| Cornwall | Johnson | O'Reilley | Skillman | F. H. Woods |
| Dayton | Jones | Palmer | C. L. Smith | Younglove |
| Decker | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize the construction of a railroad in 125th street, and certain other streets, roads and avenues, in the city of New York," being announced for third reading,

Mr. O'Reilley moved to recommit the same to the committee on railroads.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 25 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| A. H. Andrew | Dally | Julland | Pond | Stannard |
| W. S. Andrews | Dayton | Keady | Prince | Starr |
| Babcock | Eaton | Kiernan | Purdy | Sullard |
| Bennet | Flach | Kinney | Quinn | Sumner |
| Bentley | J. L. Flagg | Lasher | Ray | Tower |
| Bergen | Frear | Lefler | Reeve | Trainer |
| Bradstreet | Furman | Loughran | A. Richardson | Underwood |
| Bristol | Galvin | Madden | Rider | Van Valkenburgh |
| Buel | Guigon | Mallison | Rogers | Weed |
| D. Burns | Hasbrouck | Matthewson | Root | Wellington |
| P. Burns | Howard | Miller | Sargent | Wells |
| Campbell | Hubbard | Moran | Sherman | Williams |
| Chapman | Irving | Murphy | Skillman | A. I. Wood |
| Chism | Jacobs | Nelson | C. L. Smith | F. H. Woods |
| W. S. Clark | Johnson | Parshall | Speaker | Younglove |
| Clausen | Jones | | | |

Those who voted in the negative, were

| | | | | |
|----------|-------------|----------|---------------|----------|
| Ackert | Farley | Hartman | McKlever | Selkreg |
| Balcom | F. H. Flagg | Humphrey | O'Reilley | Stevens |
| Bamler | Gifford | La Bau | Raber | Tarbox |
| G. Clark | Gleason | Little | S. Richardson | Topliff |
| Cornwall | Halsey | Mann | Riley | Wendover |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend an act entitled 'An act in relation to academies and schools in the village of Ogdensburgh,' passed April 13, 1857, and for other purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hasbrouck | Matthewson | Skeels |
| A. H. Andrew | W. S. Clark | Howard | McKiever | Skillman |
| W. S. Andrews | Cornwall | Hubbard | Miller | C. L. Smith |
| Babcock | Daily | Humphrey | Murphy | Speaker |
| Balcom | Dayton | Jacobs | Nicholson | Stannard |
| Bamler | Decker | Johnson | Parshall | Stevens |
| Bennet | Eaton | Jones | Penfield | Sumner |
| Bentley | Farley | Juliland | Pond | Topliff |
| Bigelow | Flach | Keady | Prince | Torrey |
| Bradstreet | J. L. Flagg | Kiernan | Ranney | Trainer |
| Bristol | F. H. Flagg | Kinney | Ray | Underwood |
| Brush | Frear | La Bau | Reeve | Van Valkenburgh |
| D. Burns | Furman | Lefler | A. Richardson | Weed |
| P. Burns | Galvin | Little | S. Richardson | Wendover |
| Cameron | Gifford | Lounsberry | Rogers | Williams |
| Campbell | Gleason | Madden | Sargent | F. H. Woods |
| Chapman | Guigon | Mallison | Selkreg | Younglove |
| Chism | Halsey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act in relation to joint stock companies and associations," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 2 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|----------|---------------|-------------|
| Ackert | W. S. Clark | Howard | Matthewson | Sherman |
| A. H. Andrew | Cornwall | Hubbard | McKiever | Skeels |
| W. S. Andrews | Daily | Humphrey | Nelson | Skillman |
| Balcom | Davis | Jacobs | Pond | C. L. Smith |
| Bamler | Dayton | Johnson | Prince | Speaker |
| Bennet | Decker | Juliland | Purdy | Stannard |
| Bentley | Flach | Keady | Quinn | Stevens |
| Bradstreet | J. L. Flagg | Kiernan | Reeve | Sumner |
| Bristol | Frear | Kinney | A. Richardson | Topliff |
| Brush | Furman | La Bau | S. Richardson | Tower |
| Buel | Galvin | Lefler | Rider | Trainer |
| D. Burns | Gifford | Little | Riley | Weed |
| Cameron | Gleason | Loughran | Sargent | Wells |
| Campbell | Halsey | Mallison | Selkreg | F. H. Woods |
| Chism | Hasbrouck | Mann | | |

Those who voted in the negative, were

Palmer Younglove

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act in relation to the offices of recorder, assessor, chamberlain and city attorney of the city of Troy, passed April 19, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Campbell | Guigon | Miller | Sherman |
| A. H. Andrew | Chapman | Halsey | Nelson | Skeels |
| W. S. Andrews | Chism | Howard | O'Reilly | Skillman |
| Babcock | G. Clark | Hubbard | Parshall | C. L. Smith |
| Balcom | W. S. Clark | Humphrey | Penfield | Starr |
| Bamler | Cornwall | Irving | Pond | Stevens |
| Bennet | Daily | Johnson | Prince | Sullard |
| Bentley | Dayton | Jones | Purdy | Sumner |
| Bergen | Decker | Julland | Raber | Topliff |
| Bradstreet | Eaton | Keady | Ranney | Torrey |
| Bristol | Flach | Kiernan | Ray | Tower |
| Brush | J. L. Flagge | La Bau | A. Richardson | Trainer |
| Buel | F. H. Flagge | Lefler | S. Richardson | Underwood |
| D. Burns | Frear | Little | Rider | Williams |
| P. Burns | Furman | Lounsbury | Riley | A. I. Wood |
| Button | Galvin | Mann | Rogers | F. H. Woods |
| Cameron | Gleason | Matthewson | Selkreg | Younglove |

For the negative,

Mallison

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize school district No. 10, of the town of Binghamton, to borrow money to build a school house, and for other purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Howard | Moran | Sherman |
| A. H. Andrew | G. Clark | Hubbard | Murphy | Skeels |
| W. S. Andrews | W. S. Clark | Humphrey | Penfield | Skillman |
| Babcock | Cornwall | Irving | Pond | C. L. Smith |
| Balcom | Daily | Jacobs | Prince | Speaker |
| Bamler | Davis | Julland | Purdy | Stannard |
| Bentley | Dayton | Keady | Quinn | Stevens |
| Bergen | Decker | Kiernan | Raber | Sullard |
| Bradstreet | Eaton | Kinney | Ranney | Sumner |
| Bristol | Flach | La Bau | Ray | Topliff |
| Brush | J. L. Flagge | Lefler | Reeve | Torrey |
| Buel | F. H. Flagge | Little | A. Richardson | Underwood |
| Burhans | Frear | Loughran | S. Richardson | Van Valkenburgh |
| D. Burns | Furman | Lounsbury | Rider | Weed |
| P. Burns | Gifford | Mallison | Rogers | Wendover |
| Button | Gleason | Mann | Root | Williams |
| Cameron | Halsey | Matthewson | Sargent | A. I. Wood |
| Campbell | Hasbrouck | McKiever | Selkreg | F. H. Woods |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize the supervisor of the town of Denmark to convey by deed the old burial ground, situated near the village of Copenhagen, in said town, to the trustees of Riverside Cemetery Association, and their successors in office, and to specify the

qualifications of voters in the meetings of said association," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Chism | Gleason | Mann | Selkreg |
| A. H. Andrew | G. Clark | Guigon | Matthewson | Sherman |
| W. S. Andrews | W. S. Clark | Halsey | McKiever | Skeels |
| Babcock | Cornwall | Hasbrouck | Murphy | Skillman |
| Balcom | Daily | Hubbard | Nelson | C. L. Smith |
| Bennet | Davis | Humphrey | Parshall | L. E. Smith |
| Bentley | Dayton | Jacobs | Pond | Stannard |
| Bergen | Decker | Johnson | Prince | Stevens |
| Bradstreet | Eaton | Julland | Purdy | Sullard |
| Bristol | Farley | Kiernan | Quinn | Topliff |
| Brush | Flach | Kinney | Ranney | Torrey |
| Buel | J. L. Flagg | La Bau | Ray | Tower |
| Burhans | F. H. Flagg | Lefler | Reeve | Trainer |
| P. Burns | Frear | Little | S. Richardson | Underwood |
| Button | Furman | Lounsbury | Rider | A. I. Wood |
| Campbell | Gifford | Mallison | Root | Younglove |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act for the relief of Theodocia Wall, Amasa P. Hart, Oliver Breed, Joseph J. Glass, Edwin P. Hopkins, George G. Breed, Edmund Merry and Daniel Hubbard," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 69 }
{ NOES 11 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-----------------|
| Ackert | Cameron | Hasbrouck | Mallison | Sherman |
| A. H. Andrew | Campbell | Howard | Mann | Skeels |
| W. S. Andrews | Chism | Hubbard | McKiever | Skillman |
| Balcom | W. S. Clark | Humphrey | Miller | C. L. Smith |
| Bamler | Davis | Jacobs | Parshall | Stevens |
| Bennet | Dayton | Julland | Prince | Sullard |
| Bentley | Decker | Keady | Purdy | Topliff |
| Bergen | Eaton | Kiernan | Raber | Torrey |
| Bradstreet | Flach | Kinney | Ranney | Trainer |
| Bristol | J. L. Flagg | La Bau | Ray | Underwood |
| Brush | F. H. Flagg | Lefler | A. Richardson | Van Valkenburgh |
| Buel | Galvin | Little | Rider | A. I. Wood |
| Burhans | Gleason | Loughran | Riley | Younglove |
| Button | Halsey | Lounsbury | Root | |

Those who voted in the negative, were

| | | | | |
|------------|----------|---------------|---------|----------|
| G. Clark | Murphy | Quinn | Selkreg | Wendover |
| Irving | O'Reilly | S. Richardson | Speaker | Williams |
| Matthewson | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to enable the Clifton Iron Company to transport passengers, and for other purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 65 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | Matthewson | Sherman |
| A. H. Andrew | W. S. Clark | Hubbard | Miller | Skeels |
| W. S. Andrews | Cook | Humphrey | Nelson | Skillman |
| Babcock | Cornwall | Jones | Parshall | C. L. Smith |
| Balcom | Dayton | Juliland | Pitts | Stannard |
| Bamler | Decker | Keady | Pond | Stevens |
| Bergen | Eaton | Kiernan | Prince | Topliff |
| Bradstreet | Farley | Kinney | Quinn | Torrey |
| Bristol | J. L. Flagge | La Bau | Raber | Underwood |
| Brush | Frear | Lefler | Ray | Weed |
| Button | Furman | Little | A. Richardson | Wiley |
| Chapman | Gleason | Loughran | Root | F. H. Woods |
| Chism | Halsey | Mallison | Selkreg | Younglove |

Those who voted in the negative, were

Cameron F. H. Flagge McKiever Rider

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act authorizing the removal of the burying ground in school district No. 1, of Brasher, St. Lawrence county, and for other purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hasbrouck | Miller | Skillman |
| A. H. Andrew | G. Clark | Hubbard | Pond | Speaker |
| W. S. Andrews | W. S. Clark | Humphrey | Prince | Stannard |
| Balcom | Cornwall | Jacobs | Quinn | Starr |
| Bamler | Daily | Jones | Kanney | Sullard |
| Bennet | Davis | Juliland | Reeve | Tarbox |
| Bergen | Decker | Keady | A. Richardson | Topliff |
| Bradstreet | Eaton | Kinney | S. Richardson | Tower |
| Bristol | Farley | La Bau | Rider | Trainer |
| Brush | J. L. Flagge | Lefler | Riley | Underwood |
| Buel | F. H. Flagge | Little | Root | Van Valkenburgh |
| D. Burns | Frear | Mann | Sargent | Wendover |
| P. Burns | Furman | Matthewson | Selkreg | F. H. Woods |
| Cameron | Gleason | McKiever | Skeels | Younglove |
| Chapman | Guigon | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend an act entitled 'An act to authorize the sale of lands for non-payment of taxes, and for the collection of unpaid taxes in the county of Westchester,' passed April 16,

1860, and the act amendatory thereof, passed March 26, 1861, and the act amendatory thereof, passed May 5, 1863," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cornwall | Jacobs | Parshall | Speaker |
| A. H. Andrew | Daily | Jones | Pond | Stannard |
| Babcock | Davis | Julland | Prince | Starr |
| Balcom | Dayton | Keady | Purdy | Stevens |
| Bamler | Decker | Kiernan | Quinn | Sullard |
| Bentley | Eaton | Kinney | Raber | Sumner |
| Bergen | Flach | La Bau | Ranney | Tarbox |
| Bradstreet | J. L. Flagg | Lefler | Ray | Topliff |
| Bristol | F. H. Flagge | Little | Reeve | Torrey |
| Brush | Frear | Loughran | S. Richardson | Trainer |
| Buel | Furman | Lounsbury | Rider | Underwood |
| D. Burns | Gifford | Mallison | Rogers | Van Valkenburgh |
| P. Burns | Gleason | Mann | Root | Weed |
| Campbell | Halsey | Matthewson | Sargent | Wiley |
| Chapman | Hasbrouck | Miller | Selkreg | Williams |
| Chism | Hubbard | Moran | Sherman | F. H. Woods |
| G. Clark | Humphrey | Murphy | Skeels | Younglove |
| W. S. Clark | Irving | Nelson | Skillman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Selkreg moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Senate bill entitled "An act to amend an act entitled 'An act to provide for the construction of a culvert under the Erie canal, in the village of Canastota,' passed April 10, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|---------------|-------------|
| Ackert | G. Clark | Hubbard | Nelson | Speaker |
| A. H. Andrew | W. S. Clark | Humphrey | Pitts | Stannard |
| W. S. Andrews | Cornwall | Jacobs | Prince | Starr |
| Babcock | Daily | Jones | Purdy | Stevens |
| Balcom | Dayton | Julland | Quinn | Stewart |
| Bamler | Decker | Keady | Raber | Sullard |
| Bennet | Eaton | Kiernan | Ranney | Sumner |
| Bentley | Farley | Kinney | Ray | Topliff |
| Bergen | Flach | La Bau | Reeve | Underwood |
| Bradstreet | J. L. Flagg | Lefler | A. Richardson | Weed |
| Bristol | Frear | Little | S. Richardson | Wellington |
| Brush | Furman | Loughran | Rogers | Wells |
| Buel | Gifford | Madden | Sargent | Wendover |
| Button | Gleason | Mallison | Selkreg | Williams |
| Cameron | Guilgou | Mann | Sherman | A. I. Wood |
| Chapman | Halsey | McKiever | Skeels | F. H. Woods |
| Chism | Hasbrouck | Murphy | Skillman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the Commercial Warehouse Company of Albany," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Gleason | McKiever | Skillman |
| A. H. Andrew | Chism | Guigon | Moran | Starr |
| W. S. Andrews | G. Clark | Halsey | Nelson | Stevens |
| Babcock | W. S. Clark | Hasbrouck | Pond | Sullard |
| Balcom | Cornwall | Hubbard | Prince | Sumner |
| Bamler | Daily | Humphrey | Quinn | Topliff |
| Bennet | Davis | Irving | Raber | Tower |
| Bentley | Dayton | Jones | Ranney | Underwood |
| Bradstreet | Eaton | La Bau | A. Richardson | Weed |
| Bristol | J. L. Flagg | Lefler | Rider | Wells |
| Brush | F. H. Flagg | Lounsbury | Sargent | Williams |
| Buel | Frear | Mallison | Selkreg | F. H. Woods |
| D. Burns | Galvin | Mann | Sherman | Younglove |
| Cameron | Gifford | Matthewson | Skeels | |

Those who voted in the negative, were

| | | | |
|--------|---------|-------|----------|
| Decker | Hartman | Keady | O'Reilly |
|--------|---------|-------|----------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the town of Saratoga, to issue bonds to aid in the construction of a railroad from the village of Mechanicsville to intersect the Glen's Falls railroad," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 16 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|----------------|
| Ackert | Clausen | Johnson | Parshall | C. L. Smith |
| A. H. Andrew | Cornwall | Jones | Pond | Speaker |
| W. S. Andrews | Daily | Juliland | Prince | Stannard |
| Balcom | Dayton | Keady | Purdy | Starr |
| Bamler | Decker | Kiernan | Quinn | Stevens |
| Bennet | Eaton | Kinney | Raber | Sullard |
| Bentley | Flach | La Bau | Ranney | Sumner |
| Bergen | J. L. Flagg | Lasher | Ray | Topliff |
| Bradstreet | F. H. Flagg | Lefler | Reeve | Torrey |
| Brush | Frear | Loughran | A. Richardson | Tower |
| Buel | Gleason | Lounsbury | Rider | Underwood |
| D. Burns | Guigon | Madden | Riley | Van Valkenb'rg |
| P. Burns | Halsey | Mallison | Root | Weed |
| Campbell | Hasbrouck | Mann | Sargent | Wells |
| Chapman | Hubbard | Matthewson | Sherman | F. H. Woods |
| Chism | Humphrey | Murphy | Skillman | Younglove |
| W. S. Clark | Irving | Nelson | | |

Those who voted in the negative, were

| | | | | |
|----------|---------|----------|---------------|------------|
| Cameron | Hartman | McKiever | S. Richardson | Wendover |
| G. Clark | Howard | O'Reilly | Selkreg | Williams |
| Farley | Little | Pitts | Tarbox | A. I. Wood |
| Gifford | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Lounsbury, at 9 o'clock and 50 minutes, the House adjourned.

WEDNESDAY, APRIL 15, 1868.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Wyckoff.

The minutes of yesterday were read and approved.

In pursuance of the ninth joint-rule, Mr. Speaker announced the order of business "third reading of bills."

The bill entitled "An act to amend chapter 946 of the Laws of 1867, passed May 23, 1867, entitled 'An act to authorize the board of education of the union school district, No. 11, of the town of Whitehall, to borrow money to build a school house in said district,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Chism | Guigon | Little | Sargent |
| W. S. Andrews | G. Clark | Halsey | Loughran | Sherman |
| Babcock | W. S. Clark | Hartman | Lounsbury | Skeels |
| Balcom | Clausen | Hasbrouck | Mann | Skillman |
| Bamler | Cornwall | Hubbard | Matthewson | L. E. Smith |
| Bennet | Daily | Humphrey | McKiever | Speaker |
| Bentley | Davis | Jacobs | Miller | Sullard |
| Bergen | Dayton | Johnson | Moran | Tarbox |
| Bradstreet | Decker | Jones | Nelson | Tower |
| Brush | Eaton | Juliland | Nicholson | Trainer |
| Buel | Farley | Keady | Prince | Underwood |
| Burhans | Flach | Kiernan | Purdy | Van Valkenburgh |
| D. Burns | J. L. Flagg | Kinney | Quinn | Wellington |
| P. Burns | F. H. Flagge | La Bau | S. Richardson | Wells |
| Button | Frear | Lasher | Riley | F. H. Woods |
| Cameron | Gifford | Lefler | Rogers | Younglove |
| Chapman | Gleason | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Irving, from the committee on railroads, to which was referred the bill entitled "An act to provide for the safety of life on city railroads in the city of New York," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Flach, from the committee on the militia and public defence, to which was recommitted the Senate bill entitled "An act to incorporate the Veterans of the Twenty-second regiment, Fourth brigade, First division, National Guard, of the State of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Madden, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the Ocean Rock Division, No. 30, of the Sons of Temperance, located at Louisville, St. Lawrence county," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lasher, from the committee on canals, to which was referred the bill entitled "An act to provide for the construction of a bridge over the Champlain canal, in the village of Mechanicsville," with power to report complete at any time, reported the same complete; which report was agreed to.

By unanimous consent, on motion of Mr. Younglove, said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 93 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Cornwall | Irving | Pond | C. L. Smith |
| A. H. Andrew | Daily | Jones | Prince | L. E. Smith |
| W. S. Andrews | Dayton | Keady | Purdy | Speaker |
| Babcock | Decker | Kiernan | Quinn | Stannard |
| Bamler | Eaton | Kinney | Raber | Sullard |
| Bemus | Farley | La Bau | Ranney | Sumner |
| Bennet | Flach | Lasher | Ray | Topliff |
| Bentley | J. L. Flagge | Leifer | Reeve | Torrey |
| Bradstreet | F. H. Flagge | Little | A. Richardson | Trainer |
| Buel | Frear | Loughran | S. Richardson | Underwood |
| Burhans | Furman | Lounsbury | Rider | Weed |
| D. Burns | Gleason | Madden | Riley | Wellington |
| P. Burns | Guigon | Mann | Root | Wells |
| Button | Halsey | McKiever | Sargent | Wendover |
| Cameron | Hartman | Miller | Selkreg | Wiley |
| Chapman | Hasbrouck | Moran | Sherman | Williams |
| Chism | Howard | Nelson | Skeels | A. I. Wood |
| G. Clark | Hubbard | Nicholson | Skillman | Younglove |
| Clausen | Humphrey | Parshall | | |

For the negative,

W. S. Clark

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to legalize the election of trustees in free union school district, No. 1, of the town of Plattsburgh, and the several acts of the board of education of said district," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Chism | Howard | Nicholson | Stannard |
| A. H. Andrew | G. Clark | Hubbard | O'Reilly | Sullard |
| W. S. Andrews | W. S. Clark | Irving | Parshall | Sumner |
| Babcock | Cornwall | Jacobs | Prince | Tarbox |
| Bamler | Davis | Jones | Purdy | Topliff |
| Bemus | Dayton | Juliland | Quinn | Torrey |
| Bennet | Decker | Kiernan | Ray | Trainer |
| Bentley | Eaton | La Bau | Reeve | Underwood |
| Bergen | Farley | Lasher | A. Richardson | Van Valkenb'rgh |
| Bradstreet | Flach | Lawrence | S. Richardson | Weed |
| Bristol | F. H. Flagge | Loughran | Rider | Wellington |
| Burhans | Frear | Lounsbury | Root | Wendover |
| P. Burns | Galvin | Madden | Sargent | Wiley |
| Button | Gifford | Mann | Skeels | Williams |
| Cady | Guigou | McKiever | Skillman | A. I. Wood |
| Cameron | Halsey | Moran | C. L. Smith | Younglove |
| Chapman | Hasbrouck | Nelson | L. E. Smith | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable the towns of Middletown and Southfield, in the county of Richmond, to purchase the property and franchises of the Richmond County Plankroad Company, in said county, and to provide for the payment of the same," being announced for third reading.

By unanimous consent, on motion of Mr. La Bau, the same was amended by adding after the word "levied," on the 13th line of the 4th section, the words "and that said gross amount shall not exceed the sum of twenty thousand dollars, inclusive of interest."

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Chism | Galvin | Little | Sargent |
| A. H. Andrew | G. Clark | Gifford | Lounsbury | Selkreg |
| W. S. Andrews | W. S. Clark | Guigou | Mann | Sherman |
| Bamler | Clausen | Halsey | Moran | Skillman |
| Bemus | Cornwall | Hartman | Nelson | O. L. Smith |
| Bentley | Daily | Hasbrouck | O'Reilly | Speaker |
| Bergen | Davis | Hubbard | Parshall | Stannard |
| Bradstreet | Dayton | Humphrey | Place | Sumner |
| Bristol | Decker | Irving | Prince | Topliff |
| Brush | Eaton | Jacobs | Purdy | Torrey |
| Buel | Farley | Jones | Quinn | Underwood |
| D. Burns | Flach | Juliland | A. Richardson | Van Valkenb'rgh |
| Button | J. L. Flagg | Keady | S. Richardson | Wellington |
| Cady | F. H. Flagge | La Bau | Rider | Wendover |
| Campbell | Frear | Lasher | Riley | Wiley |
| Chapman | Furman | Lefler | Rogers | Williams |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Trainer, from the sub-committee of the whole, submitted a report in writing; which was laid on the table and ordered printed.

(See Doc. No. 146.)

Mr. Murphy, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to incorporate the Old Guard of the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act fixing the compensation of the coroners of the city and county of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act relating to lands in the city of Brooklyn, devised by John Thursby, deceased," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to authorize the towns of Mayfield and Northampton, in the county of Fulton, and the towns of Hope, Benson, Wells and Lake Pleasant, in the county of Hamilton, to issue bonds and subscribe and take, for said towns, capital stock in the Gloversville, Mayfield and Northville Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|------------|
| Ackert | Campbell | Gleason | Mann | Riley |
| Allis | Chapman | Halsey | McKiever | Root |
| A. H. Andrew | Chism | Hartman | Miller | Selkreg |
| W. S. Andrews | G. Clark | Hasbrouck | Nelson | Sherman |
| Balcom | W. S. Clark | Howard | Nicholson | Skeels |
| Bamler | Cook | Hubbard | Parshall | Skillman |
| Bennet | Cornwall | Humphrey | Pond | Starr |
| Bentley | Daily | Jacobs | Prince | Stevens |
| Bergen | Dayton | Juliland | Purdy | Sullard |
| Bradstreet | Decker | Kiernan | Quinn | Sumner |
| Bristol | Flach | Kinney | Ranney | Trainer |
| Buel | J. L. Flagge | Lefler | Ray | Wellington |
| Burhans | F. H. Flagge | Loughran | Reeve | Wells |
| D. Burns | Frear | Madden | S. Richardson | Wiley |
| P. Burns | Galvin | Mallison | Rider | Younglove |
| Button | | | | |

Those who voted in the negative, were

| | | | | |
|-------|---------|--------|--------|---------|
| Davis | Gifford | Little | Tarbox | Topliff |
|-------|---------|--------|--------|---------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend section 2 of chapter 534 of the Laws of 1866, and to legalize the acts of supervisors," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Humphrey | Parshall | Skillman |
| A. H. Andrew | Cornwall | Jacobs | Place | C. L. Smith |
| Babcock | Davis | Jones | Prince | Speaker |
| Bemus | Dayton | Juliland | Purdy | Stevens |
| Bennet | Decker | Kiernan | Quinn | Sullard |
| Bergen | Eaton | Kinney | Ranney | Sumner |
| Bradstreet | Flach | La Bau | Ray | Tarbox |
| Brush | F. H. Flagge | Lefler | Reeve | Topliff |
| D. Burns | Frear | Little | A. Richardson | Tower |
| P. Burns | Galvin | Lounsbury | S. Richardson | Trainer |
| Button | Gifford | Mann | Riley | Van Valkenburgh |
| Cameron | Guigon | Matthewson | Rogers | Weed |
| Chapman | Halsey | McKiever | Sargent | Wellington |
| Chism | Hartman | Miller | Selkreg | Wendover |
| G. Clark | Hasbrouck | Nelson | Sherman | Wiley |
| W. S. Clark | Hubbard | Nicholson | Skeels | A. I. Wood |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to discontinue the Shore road in Westfield, Richmond county, New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chapman | Guigon | McKiever | Sherman |
| A. H. Andrew | Chism | Halsey | Miller | Skeels |
| W. S. Andrews | G. Clark | Hartman | Nelson | Skillman |
| Babcock | W. S. Clark | Hasbrouck | Nicholson | C. L. Smith |
| Balcom | Cook | Hubbard | Parshall | Speaker |
| Bemus | Cornwall | Humphrey | Place | Stevens |
| Bennet | Daily | Irving | Pond | Sullard |
| Bentley | Dayton | Johnson | Prince | Tarbox |
| Bergen | Decker | Jones | Purdy | Topliff |
| Bradstreet | Eaton | Juliland | Raber | Tower |
| Bristol | Flach | Kinney | Reeve | Trainer |
| Buel | J. L. Flagg | La Bau | A. Richardson | Underwood |
| Burhans | F. H. Flagge | Lefler | S. Richardson | Weed |
| D. Burns | Frear | Lounsbury | Riley | Wellington |
| P. Burns | Galvin | Madden | Rogers | Wiley |
| Button | Gifford | Mallison | Root | A. I. Wood |
| Cameron | Gleason | Matthewson | Selkreg | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Jacobs moved to reconsider the vote taken on the Senate bill entitled "An act to amend section 8 of chapter 463 of the Laws of 1853, in relation to corporations in the city of New York, in relation to life and health insurance companies," and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The bill entitled "An act to amend an act entitled 'An act to consolidate and amend the several acts relating to the village of Peekskill, to alter the bounds, and to enlarge the powers of the corporation of said village,' passed March 25, 1859," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|------------|
| Ackert | Chism | Halsey | Matthewson | Root |
| A. H. Andrew | G. Clark | Hasbrouck | Miller | Selkreg |
| W. S. Andrews | W. S. Clark | Howard | Nelson | Sherman |
| Babcock | Cook | Humphrey | Nicholson | Skeels |
| Bamler | Cornwall | Irving | Parshall | Skillman |
| Bemus | Davis | Jacobs | Place | Speaker |
| Bennet | Dayton | Jones | Pond | Stevens |
| Bergen | Decker | Juliland | Prince | Sullard |
| Bradstreet | Eaton | Kiernan | Quinn | Tarbox |
| Bristol | Farley | Kinney | Raber | Topliff |
| Brush | F. H. Flagge | La Bau | Reeve | Torrey |
| Buel | Frear | Lefler | A. Richardson | Trainer |
| D. Burns | Galvin | Little | S. Richardson | Weed |
| P. Burns | Gifford | Lounsbury | Rider | Wellington |
| Button | Gleason | Madden | Riley | Williams |
| Cameron | Gaigou | Mallison | Rogers | Younglove |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of David Kohler, Charles Kohler, John Streck, John Hughson and John Simason," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 70 }
{ NOES 13 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | Button | Halsey | Mann | Riley |
| A. H. Andrew | Cameron | Hartman | McKiever | Root |
| Babcock | Chapman | Hasbrouck | Miller | Sherman |
| Balcom | Chism | Howard | Moran | Skillman |
| Bamler | W. S. Clark | Hubbard | Nelson | Starr |
| Bemus | Daily | Humphrey | Parshall | Stevens |
| Bentley | Davis | Jacobs | Place | Summer |
| Bergen | Dayton | Jones | Prince | Topliff |
| Bradstreet | Decker | Juliland | Purdy | Tower |
| Bristol | Eaton | Kiernan | Quinn | Trainer |
| Buel | Flach | Kinney | Raber | Underwood |
| Burhans | J. L. Flagg | Lefler | Reeve | Van Valkenburgh |
| D. Burns | Frear | Little | A. Richardson | Wellington |
| P. Burns | Gleason | Lounsbury | Rider | Younglove |

Those who voted in the negative, were

| | | | | |
|----------|---------------|---------|--------|----------|
| G. Clark | La Bau | Rogers | Tarbox | Wendover |
| Cook | Matthewson | Selkreg | Torrey | Williams |
| Cornwall | S. Richardson | Speaker | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize Maria T. Levere, an alien, to hold and convey real estate, and to confirm conveyances heretofore made," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chapman | Halsey | McKiever | Skeels |
| A. H. Andrew | Chism | Hasbrouck | Miller | Skillman |
| W. S. Andrews | G. Clark | Howard | Murphy | Speaker |
| Babcock | W. S. Clark | Hubbard | O'Reilly | Stevens |
| Balcom | Cook | Humphrey | Parshall | Sullard |
| Bamler | Cornwall | Irving | Place | Tarbox |
| Bemus | Daily | Jacobs | Pond | Topliff |
| Bennet | Dayton | Johnson | Prince | Torrey |
| Bergen | Decker | Jones | Purdy | Trainer |
| Bradstreet | Eaton | Juliland | Raber | Van Valkenburgh |
| Bristol | Flach | Kinney | Ranney | Weed |
| Brush | J. L. Flaggy | La Bau | S. Richardson | Wellington |
| Buel | F. H. Flagge | Lefler | Rider | Wendover |
| Burhans | Frear | Little | Riley | Wiley |
| D. Burns | Galvin | Loughran | Root | Williams |
| P. Burns | Gifford | Madden | Sargent | F. H. Woods |
| Button | Gleason | Mann | Selkreg | Younglove |
| Cameron | Guigou | Matthewson | Sherman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the village of Portchester," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Irving | Nicholson | Sherman |
| A. H. Andrew | W. S. Clark | Jacobs | O'Reilly | Skeels |
| W. S. Andrews | Cook | Johnson | Palmer | C. L. Smith |
| Babcock | Cornwall | Jones | Place | Speaker |
| Bamler | Daily | Juliland | Pond | Stevens |
| Bemus | Dayton | Kiernan | Prince | Sullard |
| Bennet | Decker | Kinney | Purdy | Tarbox |
| Bentley | Eaton | La Bau | Rider | Topliff |
| Bergen | Flach | Lefler | Ranney | Torrey |
| Bradstreet | J. L. Flaggy | Little | Reeve | Tower |
| Bristol | F. H. Flagge | Lounsbury | A. Richardson | Trainer |
| Brush | Frear | Madden | S. Richardson | Underwood |
| Buel | Galvin | Mallison | Rider | Weed |
| Burhans | Gleason | Mann | Riley | Wellington |
| P. Burns | Guigou | Matthewson | Root | Wendover |
| Button | Halsey | Miller | Sargent | Wiley |
| Campbell | Hubbard | Murphy | Selkreg | Younglove |
| Chism | Humphrey | Nelson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. J. L. Flaggy, the committee

of the whole were discharged from the further consideration of the Senate bill entitled "An act to amend an act entitled 'An act to amend section 1 of chapter 216 of the Laws of 1850, in relation to the Troy Savings Bank,' passed March 7, 1859," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Chism | Hubbard | Palmer | Speaker |
| A. H. Andrew | G. Clark | Humphrey | Prince | Stevens |
| W. S. Andrews | W. S. Clark | Jones | Quinn | Sullard |
| Babcock | Cook | Juliaud | Raber | Sumner |
| Balcom | Cornwall | Keady | Reeve | Tarbox |
| Bennet | Dayton | La Bau | A. Richardson | Trainer |
| Bentley | Decker | Lefler | S. Richardson | Underwood |
| Bergen | Eaton | Madden | Riley | Van Valkenburgh |
| Bradstreet | J. L. Flagg | Mallison | Rogers | Weed |
| Bristol | F. H. Flagge | McKiever | Sargent | Wellington |
| Brush | Frear | Miller | Sherman | Wells |
| Buel | Galvin | Murphy | Skeels | Williams |
| Burhans | Halsey | Nicholson | Skillman | F. H. Woods |
| Button | Hasbrouck | O'Reilly | L. E. Smith | Younglove |

Those who voted in the negative, were

Gifford Kinney Topliff

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act in relation to a certain highway and certain highway taxes in the county of Hamilton,' passed April 22, 1867, and to provide for re-locating said highway over the lands of Isaac Williams," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Humphrey | Nicholson | Sherman |
| A. H. Andrew | Cook | Jacobs | O'Reilly | Skeels |
| W. S. Andrews | Cornwall | Jones | Palmer | Skillman |
| Babcock | Daily | Juliaud | Parshall | Speaker |
| Bemus | Dayton | Kiernan | Prince | Starr |
| Bennet | Decker | Kinney | Purdy | Sullard |
| Bentley | Eaton | La Bau | Quinn | Sumner |
| Bergen | Flach | Lefler | Raber | Tarbox |
| Bradstreet | J. L. Flagg | Little | Ranney | Topliff |
| Bristol | F. H. Flagge | Lounsbury | Reeve | Tower |
| Brush | Frear | Madden | A. Richardson | Trainer |
| Burhans | Galvin | Mallison | S. Richardson | Underwood |
| Button | Gifford | Mann | Rider | Weed |
| Cameron | Guigou | Matthewson | Riley | Wellington |
| Campbell | Halsey | McKiever | Root | F. H. Woods |
| Chism | Hasbrouck | Miller | Sargent | Younglove |
| G. Clark | Hubbard | Nelson | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to lay out, construct and maintain a public road from the foot of East Second street in Long Island city, to D street, in Blissville, Queens county, and to close certain streets in Long Island city, Queens county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Howard | O'Reilly | Skillman |
| A. H. Andrew | W. S. Clark | Hubbard | Palmer | L. E. Smith |
| W. S. Andrews | Cook | Humphrey | Parshall | Speaker |
| Babcock | Cornwall | Jacobs | Pond | Stevens |
| Balcom | Daily | Johnson | Prince | Sullard |
| Bemus | Davis | Jones | Purdy | Sumner |
| Bennet | Dayton | Kiernan | Quinn | Topliff |
| Bentley | Decker | Kinney | Raber | Torrey |
| Bergen | Eaton | La Bau | Reeve | Tower |
| Bradstreet | Flach | Lefler | A. Richardson | Underwood |
| Bristol | J. L. Flagge | Little | S. Richardson | Van Valkenburgh |
| Brush | F. H. Flagge | Loansbury | Rider | Weed |
| Buel | Frear | Madden | Riley | Wellington |
| Burhans | Gifford | Mann | Root | Wendover |
| P. Burns | Gleason | Matthewson | Sargent | A. I. Wood |
| Button | Guigon | Miller | Selkreg | F. H. Woods |
| Cameron | Halsey | Murphy | Sherman | Younglove |
| Chism | Hasbrouck | Nelson | Skeels | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Quinn, from the committee on the judiciary, to which was referred the bill entitled "An act to authorize the establishment of a line of coaches and vehicles in and through the Central Park of the city of New York," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to amend the charter of the village of Olean," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|----------|
| Ackert | Chism | Hasbrouck | Nelson | Sherman |
| A. H. Andrew | G. Clark | Hubbard | Nicholson | Skeels |
| W. S. Andrews | W. S. Clark | Humphrey | O'Reilly | Skillman |
| Babcock | Cook | Jacobs | Palmer | Speaker |
| Bamler | Cornwall | Jones | Pitts | Stevens |
| Bemus | Daily | Juland | Pond | Sumner |
| Bennet | Davis | Kiernan | Prince | Tarbox |
| Bentley | Dayton | Kinney | Purdy | Topliff |
| Bergen | Decker | La Bau | Raber | Torrey |
| Bradstreet | Eaton | Lefler | Reeve | Tower |

| | | | | |
|----------|--------------|------------|---------------|-----------------|
| Bristol | Flach | Loughran | A. Richardson | Underwood |
| Brush | J. L. Flagg | Lounsbury | S. Richardson | Van Valkenburgh |
| Buel | F. H. Flagge | Madden | Rider | Wellington |
| Burhans | Galvin | Matthewson | Riley | Williams |
| D. Burns | Gifford | McKiever | Root | A. I. Wood |
| Button | Gleason | Miller | Sargent | F. H. Woods |
| Campbell | Guigon | Murphy | Selkreg | Younglove |
| Chapman | Halsey | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act in relation to the public schools in the village of Watertown,' passed April 21, 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Halsey | Nelson | Sherman |
| A. H. Andrew | W. S. Clark | Hasbrouck | Nicholson | Skeels |
| W. S. Andrews | Cook | Hubbard | O'Reilley | C. L. Smith |
| Babcock | Cornwall | Humphrey | Palmer | Speaker |
| Bamler | Daily | Irving | Pond | Stevens |
| Bemus | Davis | Jones | Prince | Sullard |
| Bennet | Dayton | Juliaud | Purdy | Sumner |
| Bergen | Decker | Keady | Raber | Tarbox |
| Bigelow | Eaton | Kinney | Ranney | Topliff |
| Bristol | Flach | La Bau | Rogers | Tower |
| Brush | J. L. Flagg | Lefler | A. Richardson | Trainer |
| Buel | F. H. Flagge | Little | S. Richardson | Underwood |
| Burhans | Frear | Lounsbury | Rider | Van Valkenburgh |
| Button | Galvin | Madden | Riley | Wellington |
| Cameron | Gifford | Mann | Root | Williams |
| Campbell | Gleason | Matthewson | Sargent | A. I. Wood |
| Chism | Guigon | Miller | Selkreg | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Pawner's Bank of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|------------|-----------------|
| Ackert | Button | Frear | Loughran | Skeels |
| W. S. Andrews | Cameron | Gifford | Matthewson | Skillman |
| Babcock | Chapman | Halsey | McKiever | L. E. Smith |
| Balcom | Chism | Hartman | Miller | Stevens |
| Bamler | G. Clark | Hasbrouck | Moran | Sullard |
| Bennet | W. S. Clark | Hubbard | Nelson | Tarbox |
| Bentley | Cornwall | Humphrey | Nicholson | Topliff |
| Bergen | Daily | Johnson | Palmer | Underwood |
| Bradstreet | Davis | Jones | Prince | Van Valkenburgh |
| Bristol | Decker | Juliaud | Purdy | Wellington |
| Brush | Eaton | Kiernan | Raber | Wendover |

| | | | | |
|----------|--------------|--------|---------------|-------------|
| Buel | Farley | Kinney | Reeve | Wiley |
| Burhans | Flach | La Bau | S. Richardson | A. I. Wood |
| D. Burns | J. L. Flagg | Lasher | Sargent | F. H. Woods |
| P. Burns | F. H. Flagge | Lefler | Sherman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to authorize the election of two police justices in the town of Kingston,' passed March 20, 1851," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chapman | Guigon | Nelson | Skillman |
| A. H. Andrew | Chism | Halsey | Nicholson | L. E. Smith |
| W. S. Andrews | G. Clark | Hasbronck | Palmer | Speaker |
| Babcock | W. S. Clark | Hubbard | Parshall | Stannard |
| Balcom | Clausen | Humphrey | Prince | Starr |
| Bamler | Cook | Jacobs | Purdy | Sullard |
| Bemus | Cornwall | Jones | Raber | Tarbox |
| Bennet | Davis | Juliant | Reeve | Topliff |
| Bentley | Dayton | Keady | A. Richardson | Tower |
| Bergen | Decker | Kinney | S. Richardson | Trainer |
| Bradstreet | Eaton | La Bau | Riley | Underwood |
| Bristol | Farley | Little | Rogers | Wellington |
| Brush | Flach | Loughran | Sargent | Wells |
| Buel | J. L. Flagg | Matthewson | Selkreg | Wendover |
| Burhans | F. H. Flagge | McKiever | Sherman | A. I. Wood |
| D. Burns | Fear | Miller | Skeels | F. H. Woods |
| P. Burns | Gleason | Moran | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend and continue in force an act entitled 'An act to incorporate an association for the relief of respectable, aged and indigent females in the city of New York,' passed March 10, 1815, and the acts continuing in force and amending the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Chism | Halsey | Matthewson | Sherman |
| A. H. Andrew | G. Clark | Hartman | McKiever | Skillman |
| W. S. Andrews | W. S. Clark | Hasbronck | Miller | Speaker |
| Balcom | Cornwall | Hubbard | Nelson | Stevens |
| Bamler | Daily | Humphrey | Nicholson | Sullard |
| Bemus | Dayton | Jacobs | Parshall | Tarbox |
| Bentley | Decker | Jones | Place | Tower |
| Bergen | Eaton | Juliant | Prince | Trainer |
| Bradstreet | Farley | Keady | Purdy | Underwood |
| Brush | Flach | Kiernan | Raber | Van Valkenburgh |
| Buel | J. L. Flagg | Kinney | Reeve | Wellington |
| Burhans | F. H. Flagge | La Bau | A. Richardson | Williams |

| | | | | |
|----------|---------|----------|---------------|-------------|
| P. Burns | Frear | Lefler | S. Richardson | A. I. Wood |
| Button | Gifford | Little | Riley | F. H. Woods |
| Cameron | Gleason | Loughran | Sargent | Younglove |
| Chapman | Guigou | Mann | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Bamler, from the committee on trade and manufactures, to which was referred the Senate bill entitled "An act changing the name of the Wolstenholme File Manufacturing Company, to the Buffalo File Company," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to amend chapter 140 of the Laws of 1853, entitled 'An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village, chapter 29 of the Laws of 1866, entitled 'An act to consolidate and amend the several acts relating to the village of Batavia,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Hubbard | Nicholson | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | O'Reilly | Skillman |
| W. S. Andrews | Cornwall | Irving | Palmer | C. L. Smith |
| Babcock | Daily | Jacobs | Pitts | Speaker |
| Balcom | Davis | Jones | Prince | Stevens |
| Bamler | Dayton | Juliland | Purdy | Sullard |
| Bennet | Decker | Kiernan | Quinn | Tarbox |
| Bentley | Eaton | Kinney | Raber | Topliff |
| Bergen | Flach | La Bau | Ray | Tower |
| Bradstreet | J. L. Flagg | Lefler | Reeve | Trainer |
| Bristol | F. H. Flagge | Little | A. Richardson | Underwood |
| Brush | Frear | Lounsbury | S. Richardson | Weed |
| Buel | Gifford | Mallison | Rider | Wellington |
| Burhans | Gleason | Matthewson | Riley | Williams |
| D. Burns | Guigou | McKiever | Root | A. I. Wood |
| Button | Halsey | Miller | Sargent | F. H. Woods |
| Cameron | Hasbrouck | Nelson | Selkreg | Younglove |
| Chism | Howard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 740 of the Laws of 1865, and chapter 812 of the Laws of 1866 amendatory thereof, being the registry laws," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 39 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|----------|------------|---------|
| Ackert | Clausen | Hubbard | Matthewson | Sherman |
| W. S. Andrews | Cornwall | Humphrey | McKiever | Skeels |

| | | | | |
|-------------|-------------|-----------|----------|-----------------|
| Bamler | Dayton | Irving | Miller | Skillman |
| Bentley | Decker | Jacobs | Moran | C. L. Smith |
| Bergen | Flach | Johnson | Murphy | Speaker |
| Bradstreet | J. L. Flagg | Jones | Nelson | Starr |
| Buel | F. H. Flagg | Keady | O'Reilly | Stevens |
| Burhans | Frear | Kiernan | Prince | Sumner |
| D. Burns | Galvin | Lawrence | Purdy | Tower |
| P. Burns | Guigou | Lefler | Quinn | Trainer |
| Button | Halsey | Little | Raber | Van Valkenb'rgh |
| Campbell | Hartman | Loughran | Reeve | Wiley |
| Chapman | Hasbrouck | Lounsbury | Riley | Williams |
| Chism | Howard | Madden | Rogers | F. H. Woods |
| W. S. Clark | | | | |

Those who voted in the negative, were

| | | | | |
|----------|----------|---------------|-------------|------------|
| Babcock | Dally | Lasher | Rider | Underwood |
| Balcom | Davis | Mann | Sargent | Weed |
| Bemus | Eaton | Nicholson | Selkreg | Wellington |
| Bennet | Farley | Palmer | L. E. Smith | Wells |
| Bristol | Gleason | Parshall | Stannard | Wendover |
| Brush | Juliland | Pitts | Sullard | A. I. Wood |
| Cameron | Kinney | Place | Tarbox | Younglove |
| G. Clark | La Bau | S. Richardson | Topliff | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to more particularly define the duties of overseers of highways, and their appointment, in conformity with the provisions of chapter 522 of Laws of 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 2 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|-----------|---------------|-----------------|
| Ackert | Cornwall | Jones | Pitts | Skells |
| W. S. Andrews | Davis | Keady | Place | Skillman |
| Bemus | Dayton | Kiernan | Prince | Speaker |
| Bentley | Decker | La Bau | Purdy | Stannard |
| Bergen | Eaton | Lefler | Quinn | Starr |
| Bradstreet | Flach | Little | Raber | Sullard |
| Brush | F. H. Flagg | Lounsbury | Reeve | Sumner |
| Buel | Frear | Mann | A. Richardson | Topliff |
| Burhans | Galvin | McKiever | S. Richardson | Trainer |
| P. Burns | Gleason | Miller | Rider | Underwood |
| Button | Guigou | Moran | Riley | Van Valkenb'rgh |
| Cameron | Halsey | Nelson | Rogers | Wellington |
| Chapman | Hasbrouck | Nicholson | Root | Wells |
| Chism | Humphrey | O'Reilly | Sargent | Williams |
| G. Clark | Irving | Palmer | Selkreg | A. I. Wood |
| W. S. Clark | Johnson | Parshall | Sherman | Younglove |
| Clausen | | | | |

Those who voted in the negative, were

| | | | | |
|--------|----------|--------|--------|----------|
| Bennet | Juliland | Kinney | Tarbox | Wendover |
| Farley | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act relating to the claim of Patrick Rogers, for canal damages," was read a third time.

Mr Speaker put the question whether the House would agree to the

final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 15 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|-----------|-----------------|
| Ackert | Clausen | Irving | Moran | Skillman |
| W. S. Andrews | Daily | Johnson | Nicholson | C. L. Smith |
| Bamler | Decker | Jones | Palmer | Speaker |
| Bemus | Eaton | Juliand | Place | Stannard |
| Bennet | Flach | Keady | Prince | Sumner |
| Bergen | F. H. Flagge | Kiernan | Purdy | Topliff |
| Bradstreet | Frear | Kinney | Raber | Trainer |
| Bristol | Galvin | Lefler | Reeve | Underwood |
| Brush | Gleason | Little | Rider | Van Valkenb'rgh |
| Buel | Guigon | Loughran | Riley | Weed |
| Button | Halsey | Lounsbury | Rogers | Wellington |
| Campbell | Hasbrouck | Madden | Root | Wiley |
| Chapman | Howard | Mann | Sargent | Williams |
| Chism | Hubbard | McKlever | Sherman | A. I. Wood |
| W. S. Clark | Humphrey | Miller | Skeels | Younglove |

Those who voted in the negative, were

| | | | | |
|----------|---------|------------|---------------|----------|
| Babcock | Davis | La Bau | Quinn | Sullard |
| Cameron | Farley | Matthewson | S. Richardson | Tarbox |
| G. Clark | Gifford | O'Reilly | Selkreg | Wendover |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act conferring upon the Brooklyn Patent Pressed Brick Company, power to hold real estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Pond | C. L. Smith |
| W. S. Andrews | Cornwall | Jacobs | Prince | Speaker |
| Babcock | Davis | Jones | Purdy | Starr |
| Bamler | Dayton | Juliand | Quinn | Sumner |
| Bemus | Decker | Kinney | Raber | Tarbox |
| Bergen | Eaton | La Bau | Reeve | Topliff |
| Bradstreet | Farley | Lefler | A. Richardson | Tower |
| Bristol | F. H. Flagge | Little | S. Richardson | Trainer |
| Brush | Frear | Lounsbury | Rider | Underwood |
| Buel | Galvin | Mallison | Riley | Van Valkenb'rgh |
| P. Burns | Gifford | Matthewson | Root | Wellington |
| Button | Gleason | McKiever | Sargent | Wells |
| Campbell | Halsey | Miller | Sherman | Wiley |
| Chapman | Hasbrouck | Nelson | Skeels | Williams |
| Chism | Howard | Nicholson | Skillman | F. H. Woods |
| G. Clark | Hubbard | Palmer | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to confirm title of certain persons to real estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the

final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 94 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hubbard | Miller | Selkreg |
| A. H. Andrew | G. Clark | Humphrey | Moran | Sherman |
| W. S. Andrews | W. S. Clark | Irving | Murphy | Skeels |
| Babcock | Clausen | Jacobs | Nelson | Skillman |
| Bamler | Cornwall | Johnson | O'Reilley | C. L. Smith |
| Bemus | Daily | Jones | Parahall | Speaker |
| Bennet | Dayton | Juliland | Pitts | Stannard |
| Bergen | Decker | Keady | Prince | Sullard |
| Bradstreet | Eaton | Kiernan | Purdy | Sumner |
| Bristol | Farley | Kinney | Quinn | Topliff |
| Brush | Flach | La Bau | Raber | Tower |
| Buel | F. H. Flagge | Lefler | Reeve | Trainer |
| Burhans | Frear | Little | A. Richardson | Underwood |
| D. Burns | Galvin | Loughran | S. Richardson | Van Valkenb'rgh |
| P. Burns | Gleason | Lounsbury | Rider | Wiley |
| Button | Guigou | Madden | Riley | Williams |
| Cameron | Halsey | Mann | Rogers | F. H. Woods |
| Campbell | Hartman | Matthewson | Root | Yonglove |
| Chapman | Hasbrouck | McKiever | Sargent | |

Those who voted in the negative, were

Nicholson Palmer Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide a supply of water in the city of Buffalo," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hasbrouck | Nicholson | Skeels |
| W. S. Andrews | W. S. Clark | Hubbard | O'Reilley | Skillman |
| Bamler | Cook | Humphrey | Palmer | C. L. Smith |
| Bemus | Cornwall | Irving | Parahall | Speaker |
| Bennet | Daily | Jacobs | Prince | Starr |
| Bentley | Davis | Johnson | Purdy | Sullard |
| Bergen | Dayton | Juliland | Quinn | Sumner |
| Bradstreet | Decker | Keady | Raber | Tarbox |
| Bristol | Eaton | La Bau | Reeve | Topliff |
| Brush | Flach | Lefler | S. Richardson | Trainer |
| Burhans | J. L. Flagge | Little | Rider | Underwood |
| P. Burns | Frear | Loughran | Riley | Van Valkenb'rgh |
| Button | Galvin | Matthewson | Rogers | Weed |
| Cameron | Gleason | McKiever | Root | Williams |
| Campbell | Guigou | Miller | Selkreg | F. H. Woods |
| Chapman | Halsey | Moran | Sherman | Yonglove |
| Chism | Hartman | Murphy | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of the Oxford Academy," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chapman | Guigou | Miller | Sargent |
| A. H. Andrew | Chism | Halsey | Murphy | Sherman |
| W. S. Andrews | G. Clark | Hasbrouck | Nelson | Skeels |
| Babcock | W. S. Clark | Hubbard | Nicholson | Skillman |
| Balcom | Cornwall | Humphrey | Palmer | Stannard |
| Bemus | Daily | Irving | Parahall | Sullard |
| Bennet | Davis | Johnson | Pitts | Sumner |
| Bentley | Dayton | Jones | Prince | Tarbox |
| Bergen | Decker | Juliland | Purdy | Topliff |
| Bradstreet | Eaton | Kinney | Quinn | Tower |
| Bristol | Flach | La Bau | Raber | Trainer |
| Brush | J. L. Flagge | Lefler | Ranney | Underwood |
| Buel | F. H. Flagge | Loughran | Reeve | Wellington |
| Burhans | Frear | Lounsbury | A. Richardson | Wendover |
| P. Burns | Galvin | Mann | S. Richardson | F. H. Woods |
| Button | Gifford | Matthewson | Rider | Younglove |
| Campbell | Gleason | McKiever | Riley | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommended the bill entitled "An act in relation to the inspection of gas pipes used in steamboats and other vessels in the State of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Miller, the bill entitled "An act releasing the interest of the people of the State of New York, in certain real estate, to Matthias McMahon," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | Moran | Skillman |
| A. H. Andrew | W. S. Clark | Humphrey | Nelson | C. L. Smith |
| W. S. Andrews | Cook | Irving | O'Reilley | Speaker |
| Babcock | Cornwall | Jacobs | Palmer | Starr |
| Balcom | Daily | Jones | Prince | Sullard |
| Bamler | Dayton | Juliland | Purdy | Sumner |
| Bemus | Decker | Keady | Quinn | Tarbox |
| Bentley | Eaton | Kiernan | Raber | Topliff |
| Bergen | Flach | Kinney | Ranney | Tower |
| Bradstreet | J. L. Flagge | La Bau | Reeve | Trainer |
| Bristol | F. H. Flagge | Lefler | A. Richardson | Underwood |
| Brush | Frear | Little | S. Richardson | Van Valkenburgh |
| Buel | Galvin | Loughran | Rider | Wellington |
| D. Burns | Gifford | Madden | Riley | Wendover |
| P. Burns | Gleason | Mann | Sargent | Wiley |
| Button | Guigou | Matthewson | Selkreg | Williams |
| Cameron | Halsey | McKiever | Sherman | F. H. Woods |
| Campbell | Hartman | Miller | Skeels | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to reduce the number of directors of the Clinton Fire Insurance Company of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Cornwall | Howard | Moran | L. E. Smith |
| A. H. Andrew | Dally | Hubbard | Murphy | Speaker |
| W. S. Andrews | Davis | Humphrey | Nelson | Starr |
| Balcom | Dayton | Johnson | Nicholson | Stevens |
| Bamler | Decker | Jones | Palmer | Sullard |
| Bemus | Farley | Juliand | Parshall | Topliff |
| Bentley | Flach | Keady | Pitts | Torrey |
| Bergen | F. H. Flagge | Kiernan | Prince | Trainer |
| Bradstreet | Frear | Kinney | Purdy | Underwood |
| Brush | Galvin | La Bau | Ranney | Van Valkenb'rgh |
| Buel | Gifford | Lasher | S. Richardson | Wellington |
| Cameron | Gleason | Lawrence | Root | Wendover |
| Campbell | Guigou | Loughran | Selkreg | Williams |
| G. Clark | Halsey | Mann | Sherman | A. I. Wood |
| W. S. Clark | Hartman | Matthewson | Skillman | Younglove |
| Clausen | Hasbrouck | Miller | C. L. Smith | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to regulate, grade and macadamize the Southern highway, from the village of Westchester, in the towns of Westchester and West Farms,' passed April 12, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|------------|-----------------|
| Ackert | Chism | Hasbrouck | Mann | A. Richardson |
| W. S. Andrews | G. Clark | Howard | Matthewson | Rider |
| Balcom | W. S. Clark | Hubbard | McKiever | Riley |
| Bamler | Cornwall | Humphrey | Miller | Root |
| Bemus | Dally | Irving | Moran | Sherman |
| Bennet | Davis | Johnson | Murphy | C. L. Smith |
| Bentley | Dayton | Jones | Nelson | Speaker |
| Bergen | Decker | Juliand | Nicholson | Stannard |
| Bradstreet | Eaton | Keady | Palmer | Starr |
| Brush | Farley | Kiernan | Parshall | Sullard |
| Buel | Flach | Kinney | Penfield | Topliff |
| Burhans | F. H. Flagge | La Bau | Place | Tower |
| D. Burns | Frear | Lasher | Prince | Trainer |
| P. Burns | Galvin | Lefler | Purdy | Van Valkenb'rgh |
| Button | Gifford | Little | Raber | Wellington |
| Cameron | Gleason | Loughran | Ranney | F. H. Woods |
| Campbell | Guigou | Madden | Ray | Younglove |
| Chapman | Halsey | Mallison | Reeve | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act ceding to the United States jurisdiction over David's Island in the harbor of New Rochelle, and exempting the same from taxation and assessments," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, two-thirds of all the members elected to the Assembly not voting in favor thereof.

{ AYES 41 }
{ NOES 59 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|---------------|---------|-------------|
| Ackert | Cornwall | Juliand | Rider | Underwood |
| W. S. Andrews | Daily | Kinney | Root | Weed |
| Babcock | Davis | Lasher | Sargent | Wellington |
| Balcom | Eaton | Mann | Selkreg | Wells |
| Bemus | Farley | Miller | Tarbox | Wendover |
| Bennet | J. L. Flagg | Palmer | Topliff | A. I. Wood |
| Bristol | Gifford | A. Richardson | Torrey | F. H. Woods |
| Brush | Gleason | S. Richardson | Tower | Younglove |
| Cook | | | | |

Those who voted in the negative, were

| | | | | |
|----------|-------------|-----------|------------|-------------|
| Bamler | G. Clark | Hasbrouck | Madden | Riley |
| Bentley | W. S. Clark | Howard | Mallison | Sherman |
| Bergen | Clausen | Hubbard | Matthewson | Skeels |
| Buel | Dayton | Irving | McKiever | Skillman |
| Burhans | Decker | Johnson | Moran | C. L. Smith |
| D. Burns | Flach | Jones | Murphy | Speaker |
| P. Burns | F. H. Flagg | Keady | Nicholson | Stannard |
| Button | Frear | Kiernan | O'Reilly | Starr |
| Cameron | Galvin | La Bau | Prince | Sumner |
| Campbell | Guigou | Little | Raber | Trainer |
| Chapman | Halsey | Loughran | Ranney | Williams |
| Chism | Hartman | Lounsbury | Reeve | |

Mr. La Bau moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The bill entitled "An act in relation to the Utica, Chenango and Susquehanna Valley Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|-----------------|
| Ackert | Cameron | Gleason | Mallison | Selkreg |
| A. H. Andrew | Chapman | Halsey | Mann | Sherman |
| W. S. Andrews | Chism | Hartman | Miller | Skeels |
| Babcock | G. Clark | Hasbrouck | Nelson | C. L. Smith |
| Balcom | W. S. Clark | Howard | Nicholson | L. E. Smith |
| Bamler | Clausen | Hubbard | O'Reilly | Speaker |
| Bemus | Cook | Humphrey | Palmer | Starr |
| Bennet | Cornwall | Irving | Prince | Sullard |
| Bentley | Davis | Johnson | Purdy | Topliff |
| Bergen | Dayton | Jones | Raber | Underwood |
| Bradstreet | Decker | Juliand | Ranney | Van Valkenburgh |

| | | | | |
|----------|--------------|-----------|---------------|------------|
| Bristol | Eaton | Kiernan | Ray | Weed |
| Brush | Flach | Kinney | A. Richardson | Wellington |
| Buel | J. L. Flagg | La Bau | S. Richardson | Wendover |
| Burhans | F. H. Flagge | Little | Rider | Williams |
| D. Burns | Frear | Lounsbury | Riley | Younglove |
| Button | Gifford | Madden | Sargent | |

Those who voted in the negative, were

Galvin Matthewson

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to facilitate the construction of the Rondout and Oswego railroad," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 45 }
{ NOES 51 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|----------|-----------------|
| W. S. Andrews | Chism | Hubbard | Murphy | Speaker |
| Balcom | W. S. Clark | Irving | Nelson | Starr |
| Bentley | Clausen | Johnson | Parshall | Sullard |
| Bergen | Dayton | Jones | Place | Sumner |
| Buel | Decker | Juliland | Rider | Underwood |
| Burhans | Flach | Kiernan | Riley | Van Valkenburgh |
| D. Burns | Galvin | Lasher | Rogers | Wellington |
| Button | Guigou | Lounsbury | Selkreg | Wiley |
| Campbell | Hasbrouck | Moran | Skillman | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|----------|--------------|------------|---------------|------------|
| Ackert | Eaton | Kinney | Ranney | Tarbox |
| Bamler | F. H. Flagge | Little | Ray | Topliff |
| Bennet | Frear | Mann | Reeve | Tower |
| Brush | Gifford | Matthewson | A. Richardson | Trainer |
| Cameron | Gleason | McKiever | S. Richardson | Weed |
| Chapman | Halsey | Miller | Root | Wells |
| G. Clark | Hartman | Nicholson | Sargent | Wendover |
| Cook | Humphrey | O'Reilley | L. E. Smith | Williams |
| Cornwall | Jacobs | Palmer | Stannard | A. I. Wood |
| Daily | Keady | Quinn | Stevens | Younglove |
| Davis | | | | |

Mr. Cornwall moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The bill entitled "An act to consolidate, re-enact and amend the charter of the village of Yonkers, in the county of Westchester, passed April 12, 1855, and the several acts amending the same, and to extend the powers of the corporation," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

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|---------------|---------|--------|--------|---------|
| Ackert | Clausen | Irving | Prince | Stevens |
| W. S. Andrews | Cook | Jacobs | Quinn | Stewart |

| | | | | |
|-------------|------------|-----------|---------------|-------------|
| Balcom | Cornwall | Johnson | Raber | Sullard |
| Bamler | Daily | Juliand | Ranney | Sumner |
| Bentley | Davis | Keady | Ray | Topliff |
| Bergen | Dayton | Kiernan | A. Richardson | Tower |
| Brush | Decker | Kiunev | S. Richardson | Trainer |
| Buel | Eaton | Lasher | Rider | Underwood |
| Burhans | J. L. Flag | Little | Rogers | Wellington |
| D. Burns | Frear | Lounsbury | Sargent | Wells |
| Button | Gifford | Mann | Sherman | Wendover |
| Cameron | Guigou | McKlever | Skeels | Wiley |
| Campbell | Halsey | Murphy | Skillman | Williams |
| Chapman | Hartman | Nelson | C. L. Smith | A. I. Wood |
| Chism | Hasbrouck | Nicholson | L. E. Smith | F. H. Woods |
| G. Clark | Hubbard | Parshall | Speaker | Younglove |
| W. S. Clark | Humphrey | Place | Starr | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Frear, from the committee on the affairs of cities, to which was recommended the bill entitled "An act relative to immigrants and other passengers in the city of New York," reported in favor of the passage of the same, with amendments, the title amended so as to read "An act relative to immigrants and other passengers arriving and departing from the port of New York;" which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act in relation to sheriffs," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommended the bill entitled "An act to incorporate the Manhattan Express," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

On motion of Mr. Jacobs, at 10 o'clock, the House took a recess until 3½ o'clock P. M.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to incorporate the White Plains Water Works Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

"An act to prevent encroachments upon graveyards," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

"An act to regulate the times of opening and closing the clerk's office of Erie county," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Flach, said bill was referred to the sub-committee of the whole.

"An act authorizing the construction of a free bridge over the Susquehanna river in Binghamton," which was read the first time, and by

unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to appoint commissioners of fisheries for the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to authorize the construction of a railroad in avenue C, and other streets and avenues in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to provide free bridges across the Chenango and Susquehanna rivers, in the city of Binghamton," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to amend section 6 of an act entitled 'An act for the publication of the Session Laws in two newspapers in each county of this State,' passed May 14, 1845," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Selkreg, said bill was referred to the sub-committee of the whole.

"An act to amend the law of proceedings against the Grand Trunk Railway Company of Canada, a foreign corporation, in courts of law," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act in relation to mortgages executed by railroad companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act to incorporate the Metropolitan Boat Club."

Ordered, That the Clerk deliver said bill to the Governor.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act to authorize certain towns in the counties of Dutchess and Columbia, to issue bonds and take stock in the Dutchess and Columbia Railroad Company."

"An act to provide for the improvement of the hydraulic power of the Great Chazy river, and to check freshets therein."

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill entitled "An act to incorporate the Christian Biblical Institute, to be located at Eddytown, Yates county, New York," with a message informing that they had passed the same, with the following amendment:

Section 4, line 3, engrossed bill, after the word "manner," insert the words "subject to all existing provisions of law."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 00 }

Those who voted in the affirmative, were

Ackert
W. S. Andrews Eaton

Keady
Kiernan

Palmer
Parshall

Skillman
L. E. Smith

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Babcock | Farley | Kinney | Pitts | Speaker |
| Bennet | Flach | La Bau | Prince | Stannard |
| Brush | J. L. Flagg | Lefler | Purdy | Starr |
| Buel | F. H. Flagge | Little | Reeve | Topliff |
| P. Burns | Galvin | Lounsbury | A. Richardson | Tower |
| Button | Gifford | Mann | S. Richardson | Trainer |
| Cameron | Howard | Matthewson | Riley | Underwood |
| Chapman | Hubbard | Miller | Root | Wells |
| Chism | Irving | Moran | Sargent | Wendover |
| W. S. Clark | Jacobs | Murphy | Selkreg | Williams |
| Cook | Juland | Nicholson | Sherman | F. H. Woods |
| Cornwall | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

By unanimous consent,

Mr. Selkreg presented three petitions of 164 citizens of Ithaca, for a pro rata freight tariff on railroads, which were committed to the committee of the whole.

By unanimous consent,

Mr. J. L. Flagg introduced a bill entitled "An act to repeal the act passed June 22, 1867, entitled 'An act in relation to the inspection of steam boilers in the State of New York, except in the Metropolitan Police district,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

Mr. Bigelow, from the committee on public education, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to make school district, No. 9, in the town of Pomfret, a union free school district,' passed March 17, 1858," reported adversely thereto; which report was agreed to.

The order of business, "third reading of bills," being announced,

Mr. Jacobs moved to lay the same on the table for ten minutes.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. W. S. Clark, all orders of business were laid on the table, down to "reports of standing committees."

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to facilitate the construction of a railroad through the county of Allegany, and to amend chapter 344 of the Laws of 1864, being an act entitled 'An act empowering certain towns in the counties of Cattaraugus and Erie, to convey the right of way for railroad purposes,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to authorize the town of Southampton to raise money, to aid in the construction of a railroad," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to amend an act entitled 'An act to encourage and facilitate the construction of a railroad along the valley of the Upper Hudson, into the wilderness of the northern part of this State, and to develop the resources thereof,' passed April 27, 1863, and for the relief of the Adirondack Company, formed under said act," reported

in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to amend chapter 932 of the Laws of 1867, relative to the Cherry Valley and Mohawk River Railroad Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act to incorporate the Binghamton and Port Dickinson Railroad Company," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Bennet, said bill was recommitted to the committee, to report complete at any time.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize the town of Crawford, in the county of Orange, to issue bonds and take stock in the Middletown and Crawford Railroad Company," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Starr, said bill was recommitted to the committee, to report complete at any time.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act to incorporate the New York City Central Underground Railway Company, and to authorize the said company to construct and operate a certain underground railway in the city of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Jacobs moved to make said bill the special order for to-morrow, at 12 o'clock A. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Tower, from the committee on banks, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the Carthage Savings Bank,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Tower, from the committee on banks, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the South Brooklyn Savings Institution,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Morrisania Savings Bank,' passed May 1, 1865," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the National Savings Bank in the city of Albany," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. F. H. Woods, said bill was recommitted to the committee, to report complete at any time.

Mr. Kinney, from the committee on commerce and navigation, to which was referred the bill entitled "An act to afford the same facilities to passengers or property transported by steamships on the Hudson river,

as is afforded by railroads," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kinney, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the Northern Hydraulic Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kinney, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to authorize the Erie and New England Railroad Company to establish and maintain a steamboat ferry on the Hudson river, at some point between Stony Point and Fort Montgomery on said river," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bentley, from the committee on claims, to which was referred the Senate bill entitled "An act for the relief of Russel Martin, assignee of William McArthur, contractor on repair section, No. 3, of the Genesee Valley canal," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Humphrey, from the committee on public health, to which was referred the bill entitled "An act to incorporate the Brooklyn Eye and Ear Hospital," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Keady, said bill was recommended to the committee, with power to report complete at any time.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommended the bill entitled "An act to authorize the Astoria and Hunter's Point Railroad Company to change the route of their road," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommended the bill entitled "An act for the relief of the Co-operative Iron Founders' Association of West Troy, and to provide for the exemption of shares of capital stock thereof from levy and sale by execution or other legal process," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to increase the capital stock, and amend the articles of association of the Kingston Building Company," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to authorize the town of Shawangunk, Ulster county, to borrow money to rebuild bridges," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to amend chapter 173, Laws of 1867, passed March 28, 1867, entitled 'An act to amend an act to provide for the erection of a town hall in the town of Jamaica, in the county of Queens,' reported in favor of the

passage of the same, with an amendment; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to enable the town of Delhi, Delaware county, to aid in the construction of a court house in said town," reported in favor of the passage of the same, with an amendment; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to provide for the adjustment of claims against towns in Cattaraugus county, and to provide means for the payment of the same," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Jones, from the committee on the affairs of cities, to which was referred the bill entitled "An act to provide for paving, in the city of Brooklyn, Atlantic street and avenue, from the East river to Flatbush avenue, with the improved Belgian, Nicholson, or any other improved pavement," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Jones, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to open and improve Maspeth avenue, in the city of Brooklyn," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Jones, said bill was recommended to the committee, with power to report complete at any time.

Mr. Jones, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act for the improvement of Brooklyn Heights,' passed April 17, 1866, and supplementary thereto," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Jones, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to amend the act entitled 'An act to authorize the abatement and prevention of certain nuisances, deemed dangerous to the public health in the city of Brooklyn,' passed April 23, 1867," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Jones, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act authorizing the repaving and improving of Union street, from Columbia street to Gowanus canal, in the city of Brooklyn, and for the assessment and collection of the cost thereof, and changing the name of Bergen place to Union street," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Johnson, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act for the relief of St. Mary's Church, in the city of New York, to amend the act incorporating the same, and for other purposes," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Johnson, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to provide for the widening of West street, in the city of New York, on the westerly side

thereof, from Battery place to Hammond street," reported in favor of the passage of the same, with an amendment; which report was agreed to.

By unanimous consent, on motion of Mr. Johnson, said bill was recommitted to the committee, with power to report complete at any time.

By unanimous consent, on motion of Mr. Campbell, the Senate bill entitled "An act for the relief of St Mary's Church, in the city of New York, to amend the act incorporating the same, and for other purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Humphrey | O'Reilly | Speaker |
| A. H. Andrew | W. S. Clark | Jacobs | Palmer | Stannard |
| W. S. Andrews | Cornwall | Jones | Pitts | Stevens |
| Babcock | Daily | Juliant | Prince | Sullard |
| Bamler | Dayton | Keady | Quinn | Sumner |
| Bennet | Decker | Kinney | Raber | Topliff |
| Bentley | Eaton | La Bau | A. Richardson | Torrey |
| Bradstreet | Flach | Lasher | S. Richardson | Tower |
| Bristol | F. H. Flagge | Lounsbury | Root | Trainer |
| Burhans | Frear | Madden | Sargent | Underwood |
| D. Burns | Galvin | Mann | Selkreg | Wellington |
| P. Burns | Gifford | Matthewson | Sherman | Wendover |
| Cameron | Gleason | Miller | Skeels | Williams |
| Campbell | Hasbrouck | Moran | Skillman | F. H. Woods |
| Chapman | Hubbard | Nicholson | L. E. Smith | Younglove |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. W. S. Clark moved to lay the order of business, "third reading of bills," on the table for ten minutes, to receive reports of committees.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Little, from the committee on the judiciary, to which was recommended the bill entitled "An act to prevent cruelty to children," with power to report complete at any time, reported the same complete, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Little, from the committee on the judiciary, to which was recommended the bill entitled "An act to incorporate the Citizens' Mutual Gas Light Company of Poughkeepsie," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Little, from the committee on the judiciary, to which was recommended the bill entitled "An act to legalize the acts and proceedings of Daniel Hawk as a justice of the peace of the town of Audes, county of Delaware," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Johnson, from the committee on the affairs of cities, to which was referred the bill entitled "An act to repeal chapter 578 of the Laws of 1866, entitled 'An act to regulate the sale of intoxicating liquors within

the Metropolitan Police district, in the State of New York,'" reported in favor of the passage of the same, with amendments, the title amended so as to read "An act to amend section 14 of chapter 578 of the Laws of 1866, entitled 'An act to regulate the sale of intoxicating liquors within the Metropolitan Police district of the State of New York,' passed April 14, 1866;" which report was agreed to, and said bill committed to the committee of the whole.

Mr. J. L. Flagg, from the committee on ways and means, to which was referred the subject of State finance, reported a bill entitled "An act to provide ways and means, for the support of government," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. J. L. Flagg, from the committee on ways and means, to which was referred the petitions of numerous citizens and institutions, for appropriations, reported a bill entitled "An act making appropriations for certain public and charitable institutions," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Raber, from the committee on the affairs of cities, to which was recommended the bill entitled "An act to incorporate the Williamsburgh Sharpshooters' Society of the city of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Madden, from the committee on charitable and religious societies, to which was referred the bill entitled "An act for the relief and support of the Brooklyn Central Dispensary," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. P. Burns, said bill was recommended to the committee, with power to report complete at any time.

Mr. J. L. Flagg, from the committee on ways and means, submitted a report in writing, in answer to a resolution of the House, as follows:

To the Hon. the Assembly of the State of New York:

The committee on ways and means, respectfully report, that they have duly considered the resolution herewith returned, in relation to the Juvenile Guardian Society of the city of New York, and unite in the following statement:

The officers of the society mentioned in the last annual report, are, with perhaps one or two exceptions, high-minded and honorable citizens, who would not knowingly give countenance to any enterprise not worthy of public confidence. The president, Hon. Gaylord B. Hubbell, the treasurer, Mr. Banker, and the managers, so far as the committee could ascertain, are gentlemen of the highest character, and well known as philanthropists. But it does not appear that these gentlemen, who are all actively engaged in business, have close personal knowledge of the operations of the society of which they are officers. They probably knew that in one form or another it had existed many years, and were accordingly induced to give it the sanction of their names, and make to it contributions. A building appears also to have been purchased, with their sanction, in St. Mark's place, for an ostensible "Orphans' Home." So far every thing is plausible.

But the further investigation by the committee was less satisfactory. Mr. Humphries, of the Children's Aid Society, was examined by them, under oath, and the secretary of the Juvenile Guardian Society was permitted to cross-examine him. The said secretary, Mr. Robertson, was also sworn in turn, and cross-examined by Mr. Humphries, and the members

of the committee. A copy of the testimony is submitted with this report. It appears from the statements of both deponents, that the said Juvenile Guardian Society is a feeble organization, not known to any considerable extent among the public spirited and charitable citizens of New York. Instead of a system of industrial schools and Sunday schools, instructing and otherwise aiding several thousand children, but one school existed at all, at which "week day instruction" is given, the attendance being less than one hundred. Three teachers, instead of thirteen, appear to have been employed, at a rate of compensation merely nominal, and hardly sufficient for a decent support. Only two Sunday schools exist, the attendance at which could not be satisfactorily ascertained—Mr. Robertson being apparently unable to answer questions definitely. The superintendents of these Sunday schools, it was stated received \$150 each for their services. The Secretary, Mr. Robertson, in the meanwhile, has a salary of \$1,500 per year; and as near as the committee were able to learn from him, had also taken other sums contributed from the treasury of the State, and perhaps from private munificence, under the pretext that arrears were due to him.

So unsatisfactory were the results of this investigation as to impel the conviction that the Juvenile Guardian Society, whatever it may have been in former years, is not now a deserving charity in any sense. Any money appropriated for it would be too likely to be misapplied, to justify any munificence towards it on the part of the Legislature. The committee accordingly submit for adoption the following resolution:

Resolved, That the organization now known as the Juvenile Guardian Society of the city of New York, has not, in the judgment of the Assembly, any claim to public confidence; and that no appropriation ought to be made from the State treasury, to aid in its support.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Madden, from the committee on charitable and religious societies, to which was recommended the bill entitled "An act to amend the certificate of incorporation of the New York Ophthalmic Hospital," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Madden, from the committee on charitable and religious societies, to which was recommended the Senate bill entitled "An act to incorporate the Deaconess Institution of the Evangelical Lutheran Church," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Murphy, from the committee on the affairs of cities, to which was recommended the bill entitled "An act permitting religious and civic societies in the city of New York, to parade through the streets of said city," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the bill entitled "An act to provide for the construction of a tunnel in the city of Newburgh," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was referred the bill entitled "An act to alter the map or plan of certain portions of the city of New York, and for the laying out and improvement of the same," reported in favor of the passage of the same; which

report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act to provide for the appointment of an additional number of notaries public in the city and county of New York," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Wendover, from the committee on trade and manufactures, to which was referred the Senate bill entitled "An act to authorize the Poorman's Gold and Silver Mining Company of Idaho to change its place of business," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to constitute a separate road district in the towns of Fairfield, Manheim and Little Falls, Herkimer county," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Hubbard, said bill was recommitted to the committee, with power to report complete at any time.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize certain towns in the counties of Onondaga and Oswego to issue bonds in aid of the Syracuse Northern Railroad Company," reported in favor of the passage of the same, with an amendment; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act authorizing the city of Syracuse to loan its credit in aid of the Syracuse Northern Railroad Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Starr, from the committee on the affairs of villages, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the village of Coxsackie,' passed April 5, 1867," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Johnson, the bill entitled "An act to amend section 14 of chapter 578 of the Laws of 1866, entitled 'An act to regulate the sale of intoxicating liquors within the Metropolitan Police district of the State of New York,' passed April 14, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|------------|---------|
| Ackert | G. Clark | Hasbrouck | Matthewson | Selkreg |
| W. S. Andrews | W. S. Clark | Hubbard | McKiever | Sherman |
| Balcom | Cook | Humphrey | Miller | Skeels |
| Bamler | Cornwall | Irving | Moran | Speaker |
| Bennet | Daily | Jacobs | Murphy | Starr |
| Bentley | Dayton | Johnson | Nelson | Stevens |
| Bradstreet | Decker | Jones | O'Reilly | Sullard |

| | | | | |
|----------|--------------|-----------|--------|-------------|
| Brush | Flach | Juliand | Prince | Sumner |
| Buel | J. L. Flagg | Keady | Purdy | Tower |
| D. Burns | F. H. Flagge | Kiernan | Quinn | Trainer |
| P. Burns | Frear | Kinney | Raber | Underwood |
| Button | Galvin | La Bau | Ranney | Wellington |
| Cameron | Gifford | Lefler | Ray | Wells |
| Campbell | Gleason | Little | Reeve | Wendover |
| Chapman | Guigon | Lounsbury | Riley | Wiley |
| Chism | Hartman | Madden | Root | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|--------|---------------|---------------|---------|------------|
| Davis | Place | S. Richardson | Topliff | A. I. Wood |
| Palmer | A. Richardson | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Underwood, from the committee on canals, to which was referred the bill entitled "An act for the improvement of the navigation of Big Chazy river," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Little, from the committee on the judiciary, to which was referred the petition of Benjamin Sanchez, for relief, reported a bill entitled "An act to release to Benjamin Sanchez the title of the people of the State of New York, acquired by escheat, in and to certain real estate," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

Mr. Lasher, from the committee on canals, to which was referred the bill entitled "An act to authorize the Canal Commissioners to construct a bridge over the Chenango canal, in the village of Green, Chenango county, and to change the location of the present bridge," with power report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lasher, from the committee on canals, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the President, Managers and Company of the Delaware and Hudson Canal Company,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Selkreg, the order of business, "third reading of bills," was laid on the table for ten minutes.

By unanimous consent,

Mr. Selkreg introduced a bill entitled "An act to authorize the Comptroller to invest the money belonging to the Cornell endowment fund," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Selkreg, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|-----------|------------|---------------|
| Ackert | Chism | Halsey | Matthewson | S. Richardson |
| W. S. Andrews | G. Clark | Hasbrouck | McKiever | Rider |

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| | | | | |
|------------|-------------|-----------|---------------|-------------|
| Babcock | W. S. Clark | Hubbard | Miller | Root |
| Balcom | Cook | Humphrey | Moran | Selkreg |
| Bamler | Cornwall | Irving | Murphy | Sherman |
| Bennet | Daily | Jacobs | Nelson | Skeels |
| Bentley | Davis | Johnson | Nicholson | Skillman |
| Bergen | Dayton | Juliland | O'Reilly | C. L. Smith |
| Bradstreet | Decker | Keady | Palmer | L. E. Smith |
| Bristol | Eaton | Kiernan | Pitts | Speaker |
| Brush | Flach | Kinney | Place | Stevens |
| Buel | J. L. Flagg | La Bau | Purdy | Sumner |
| Burhans | F. H. Flagg | Lefler | Quinn | Topliff |
| P. Burns | Frear | Little | Ranney | Tower |
| Button | Gifford | Lounsbury | Ray | Underwood |
| Cameron | Gleason | Madden | Reeve | Wellington |
| Campbell | Guigon | Mallison | A. Richardson | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Lasher, from the committee on canals, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act for the removal of obstructions from the outlet of the Cayuga lake and the channel of Seneca river,' passed April 13, 1858, and an act to amend the same, passed April 23, 1862," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lasher, from the committee on canals, to which was referred the Senate bill entitled "An act to authorize the Canal Appraisers to appraise damages to the owners of property on Skaneateles outlet," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Kinney, said bill was recommended to the committee, with power to report complete at any time.

Mr. Bamler, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act in relation to the police and fire department in the city of Syracuse," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bamler, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to confirm certain resolutions of the common council of the city of Syracuse, passed March 30, 1868," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Murphy,

Resolved, That the bill entitled "An act permitting religious and civic societies in the city of New York, to parade through the streets of said city," have its third reading at 5 o'clock P. M.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the bill entitled "An act to repeal chapter 380 of Laws of 1859, entitled 'An act for ascertaining by proper proofs, the citizens who shall be entitled to the right of suffrage, chapter 740 of Laws of 1865, entitled An act to ascertain by proper proofs, &c., and chapter 812 of Laws of 1866, entitled An act amendatory of, and supplementary to chapter 740 of Laws of 1865, and to define the qualifications and requirements to entitle citizens to the right of suffrage, and to fix the disabilities and privileges of electors,'" be referred to the committee on the judiciary, with power to report complete at any time.

The bill entitled "An act for the relief of Ira Peck, and Robert Robinson and Sons," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 75 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|-----------|-------------|
| Ackert | Chism | Hartman | Mann | Riley |
| A. H. Andrew | Cook | Hasbrouck | McKiever | Root |
| Babcock | Cornwall | Hubbard | Miller | Sargent |
| Balcom | Daily | Humphrey | Moran | Sherman |
| Bamler | Davis | Irving | Murphy | Skeels |
| Bennet | Dayton | Jones | Nelson | Skillman |
| Bentley | Decker | Juliand | Nicholson | Stevens |
| Bradstreet | Eaton | Kiernan | Palmer | Sullard |
| Bristol | Flach | Kinney | Parshall | Sumner |
| Buel | J. L. Flagge | La Bau | Prince | Trainer |
| Burhans | F. H. Flagge | Lasher | Purdy | Underwood |
| P. Burns | Frear | Little | Raber | Wellington |
| Button | Gifford | Lounsbury | Ray | Wiley |
| Cameron | Gleason | Madden | Reeve | F. H. Woods |
| Campbell | Guigou | Mallison | Rider | Younglove |

Those who voted in the negative, were

| | | | | |
|-------------|------------|----------|---------------|---------|
| G. Clark | Matthewson | O'Reilly | S. Richardson | Topliff |
| W. S. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide means for constructing ditches, for carrying off the back water between the Tonawanda creek and Eleven Mile creek, occasioned by the State dam across those streams for canal purposes, at Tonawanda, Erie county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Campbell | Hartman | Matthewson | C. L. Smith |
| A. H. Andrew | Chism | Howard | McKiever | Speaker |
| W. S. Andrews | G. Clark | Hubbard | Moran | Stannard |
| Babcock | W. S. Clark | Irving | Nelson | Stevens |
| Balcom | Daily | Jacobs | Parshall | Sullard |
| Bamler | Davis | Jones | Prince | Topliff |
| Bennet | Dayton | Juliand | Purdy | Trainer |
| Bergen | Eaton | Keady | Raber | Underwood |
| Bradstreet | Flach | Kiernan | S. Richardson | Van Valkenburgh |
| Bristol | J. L. Flagge | Kinney | Rider | Wellington |
| Brush | F. H. Flagge | La Bau | Rogers | Wiley |
| Buel | Frear | Little | Root | Williams |
| Burhans | Galvin | Lounsbury | Sherman | A. I. Wood |
| P. Burns | Gifford | Mallison | Skeels | F. H. Woods |
| Button | Gleason | Mann | Skillman | Younglove |
| Cameron | Guigou | | | |

Those who voted in the negative, were

| | | | |
|----------|--------|--------|-----|
| Cornwall | Miller | Palmer | Ray |
|----------|--------|--------|-----|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Johnson, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act to incorporate the Cartman's Protective Union of the city and county of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act to legalize the proceedings of the trustees and assessors of the village of Albion, in reference to widening Canal street," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act in relation to the examination of the accounts of the Treasurer and other State officers," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act for the better protection of the physical and moral well-being of the people of this State," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. J. L. Flagg, from the committee on ways and means, to which was recommitted the bill entitled "An act to facilitate the construction of the New York and Albany railroad, and to authorize the issuing and guaranteeing of bonds," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to authorize the construction of a railroad in and through certain streets in the city of Newburgh, and in and through certain roads in the town of Newburgh, in the county of Orange," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | W. S. Clark | Humphrey | Nicholson | Selkreg |
| A. H. Andrew | Cook | Irving | O'Reilly | Sherman |
| Babcock | Cornwall | Johnson | Palmer | Skeels |
| Balcom | Daily | Jones | Parshall | Skillman |
| Bamler | Davis | Julkand | Prince | L. E. Smith |
| Bennet | Dayton | Kiernan | Purdy | Starr |
| Bentley | Eaton | Kinney | Quinn | Stevens |
| Bradstreet | Flach | La Bau | Raber | Sullard |
| Bristol | J. L. Flagg | Lasher | Ranney | Sumner |
| Brush | F. H. Flagge | Loughran | Reeve | Tower |
| Buel | Frear | Lounsbury | A. Richardson | Trainer |
| D. Burns | Gifford | Madden | S. Richardson | Underwood |
| P. Burns | Gleason | Mallison | Rider | Wellington |
| Button | Guigon | Miller | Riley | Wendover |
| Chapman | Halsey | Moran | Root | F. H. Woods |
| Chism | Hartman | Nelson | Sargent | Younglove |
| G. Clark | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to establish a turnpike corporation for improving and making a road from the village of Newburgh, on Hudson river, to Cohecton, on the Delaware river,' passed March 20, 1801, and in relation to toll gates and tolls upon the turnpike road of said corporation," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Humphrey | Moran | Selkreg |
| W. B. Andrews | W. S. Clark | Irving | Nelson | Sherman |
| Babcock | Cornwall | Jacobs | Nicholson | Skeels |
| Balcom | Daily | Jones | O'Reilley | Skillman |
| Bamler | Davis | Juliand | Palmer | Stannard |
| Bennet | Dayton | Keady | Parshall | Stevens |
| Bentley | Decker | Kiernan | Prince | Sullard |
| Bradstreet | Flach | Kinney | Purdy | Sumner |
| Bristol | J. L. Flagge | Lefler | Quinn | Topliff |
| Brush | F. H. Flagge | Little | Raber | Tower |
| Buel | Frear | Lounsbury | Reeve | Trainer |
| D. Burns | Gifford | Madden | A. Richardson | Underwood |
| P. Burns | Guilgon | Mallison | S. Richardson | Wellington |
| Cameron | Halsey | Mann | Rider | Wells |
| Campbell | Hasbrouck | Matthewson | Riley | F. H. Woods |
| Chism | Hubbard | Miller | Sargent | Youngiore |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan moved that the House take a recess until 7½ o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent, on motion of Mr. J. L. Flagge,

Resolved, That the Inspectors of State prisons be requested to report forthwith to this House, whether any contract has been made for the employment of convict labor in type setting or printing.

The bill entitled "An act for the relief of Frederick C. Thurber," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|------------|
| Ackert | Cornwall | Juliand | Nicholson | Sherman |
| A. H. Andrew | Daily | Kiernan | Parshall | Skillman |
| Balcom | Davis | Kinney | Prince | Speaker |
| Bamler | Dayton | La Bau | Purdy | Stannard |
| Bennet | Decker | Lasher | Quinn | Starr |
| Bentley | Eaton | Lefler | Raber | Stevens |
| Bradstreet | Flach | Little | Ranney | Sullard |
| Brush | J. L. Flagge | Loughran | Ray | Sumner |
| Buel | F. H. Flagge | Lounsbury | Reeve | Topliff |
| D. Burns | Frear | Mallison | A. Richardson | Underwood |
| P. Burns | Hartman | Mann | Rider | Wellington |
| Chapman | Hubbard | McKiever | Riley | Wendover |

| | | | | |
|----------|----------|--------|---------|-------------|
| Chism | Humphrey | Miller | Root | Wiley |
| G. Clark | Irving | Moran | Sargent | F. H. Woods |
| Clausen | Jacobs | Nelson | Selkreg | Younglove |
| Cook | | | | |

Those who voted in the negative, were

| | | | |
|---------|-------------|-----------|---------------|
| Cameron | W. S. Clark | O'Reilley | S. Richardson |
|---------|-------------|-----------|---------------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the construction and maintenance of certain piers in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|---------------|-----------------|
| Ackert | Cornwall | Keady | Prince | Speaker |
| Babcock | Davis | Kinney | Purdy | Stevens |
| Balcom | Dayton | La Bau | Quinn | Sullard |
| Bamler | Decker | Lefler | Raber | Sumner |
| Bennet | Eaton | Loughran | Reeve | Topliff |
| Bentley | J. L. Flagg | Lounsbury | A. Richardson | Tower |
| Bradstreet | F. H. Flagg | Mallison | S. Richardson | Trainer |
| Bristol | Frear | Mann | Riley | Underwood |
| Brush | Gifford | Matthewson | Root | Van Valkenburgh |
| Buel | Guigou | Miller | Sargent | Wellington |
| Button | Hubbard | Moran | Selkreg | Wendover |
| Cameron | Humphrey | Murphy | Sherman | Williams |
| Chapman | Irving | Nelson | Skeels | A. I. Wood |
| W. S. Clark | Jacobs | Nicholson | Skillman | F. H. Woods |
| Clausen | Johnson | O'Reilley | L. E. Smith | Younglove |
| Cook | Juliand | Place | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act for the further extension of Prospect Park, in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hubbard | Moran | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | Nicholson | Skeels |
| Babcock | Cook | Jacobs | O'Reilley | Skillman |
| Balcom | Cornwall | Johnson | Palmer | L. E. Smith |
| Bamler | Davis | Jones | Prince | Stannard |
| Bennet | Dayton | Juliand | Purdy | Stevens |
| Bentley | Decker | Keady | Quinn | Sullard |
| Bradstreet | Eaton | Kiernan | Raber | Sumner |
| Bristol | Flach | Kinney | Ray | Topliff |
| Brush | J. L. Flagg | La Bau | Reeve | Tower |
| Buel | F. H. Flagg | Lefler | A. Richardson | Trainer |
| Burhans | Frear | Loughran | S. Richardson | Underwood |
| D. Burns | Galvin | Lounsbury | Rider | Wellington |

| | | | | |
|----------|-----------|----------|---------|-------------|
| P. Burns | Guigon | Mallison | Riley | Wiley |
| Cameron | Halsey | Mann | Root | F. H. Woods |
| Chapman | Hartman | McKiever | Selkreg | Younglove |
| Chism | Hasbrouck | Miller | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act relating to evidence in criminal prosecutions," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 30 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Balcom | Cornwall | Johnson | Miller | Root |
| Bamler | Dayton | Jones | Moran | Selkreg |
| Bentley | Decker | Julland | Murphy | Sherman |
| Bergen | J. L. Flagge | Keady | Nelson | L. E. Smith |
| Bradstreet | F. H. Flagge | Kiernan | Palmer | Speaker |
| Brush | Frear | La Bau | Parshall | Stevens |
| Buel | Furman | Little | Prince | Summer |
| D. Burns | Galvin | Loughran | Purdy | Trainer |
| P. Burns | Guigon | Lounsbury | Raber | Underwood |
| Button | Hartman | Mallison | Ranney | Wellington |
| Chism | Hasbrouck | Mann | Reeve | Wendover |
| W. S. Clark | Humphrey | Matthewson | S. Richardson | Wiley |
| Clausen | Irving | McKiever | Riley | F. H. Woods |
| Cook | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|-----------|---------------|------------|
| Ackert | G. Clark | Lasher | A. Richardson | Tarbox |
| A. H. Andrew | Dally | Nicholson | Rider | Topliff |
| Bennet | Davis | O'Reilly | Sargent | Weed |
| Burhans | Eaton | Place | Skillman | Wells |
| Cameron | Gifford | Quinn | Stannard | A. I. Wood |
| Chapman | Hubbard | Ray | Sullard | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend section 2 of article 1, title 1, chapter 8, part 2 of the Revised Statutes, in relation to incestuous marriages," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 62 }
{ NOES 29 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|-----------|-----------|---------------|
| Ackert | Chism | Galvin | Lounsbury | S. Richardson |
| A. H. Andrew | G. Clark | Guigon | McKiever | Rider |
| Balcom | Clausen | Hartman | Miller | Riley |
| Bamler | Cook | Hasbrouck | Nicholson | Root |
| Bennet | Cornwall | Hubbard | O'Reilly | Sherman |
| Bentley | Dally | Johnson | Parshall | Stannard |
| Bradstreet | Dayton | Jones | Place | Tarbox |
| Brush | Decker | Julland | Quinn | Topliff |
| Buel | Eaton | Kinney | Raber | Tower |
| D. Burns | Flach | La Bau | Ranney | Underwood |

| | | | | |
|----------|--------------|----------|---------------|-------------|
| P. Burns | J. L. Flagg | Little | Ray | Weed |
| Cameron | F. H. Flagge | Loughran | A. Richardson | F. H. Woods |
| Chapman | Furman | | | |

Those who voted in the negative, were

| | | | | |
|---------------|----------|------------|-------------|------------|
| W. S. Andrews | Humphrey | Matthewson | Sargent | Sullard |
| Button | Irving | Murphy | Selkreg | Wellington |
| W. S. Clark | Keady | Nelson | Skillman | Wells |
| Davis | Madden | Palmer | L. E. Smith | Wendover |
| Frear | Mallison | Prince | Speaker | A. I. Wood |
| Gifford | Mann | Purdy | Stevens | |

The hour of 5 o'clock P. M. having arrived,

Pursuant to resolution of the House, the bill entitled "An act permitting religious and civic societies in the city of New York, to parade through the streets of said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Daily | Jones | Palmer | Skillman |
| A. H. Andrew | Davis | Julland | Parshall | L. E. Smith |
| Bamler | Dayton | Keady | Place | Speaker |
| Bentley | Eaton | Kiernan | Prince | Stannard |
| Brush | Flach | Kinney | Purdy | Stevens |
| Buel | J. L. Flagg | La Bau | Quinn | Sullard |
| D. Burns | F. H. Flagge | Little | Raber | Sumner |
| P. Burns | Frear | Loughran | Ranney | Topliff |
| Button | Furman | Mallison | Ray | Trainer |
| Cameron | Galvin | Mann | A. Richardson | Underwood |
| Campbell | Gifford | Matthewson | S. Richardson | Weed |
| Chapman | Guigon | McKiever | Rider | Wells |
| Chism | Hartman | Miller | Riley | Wiley |
| W. S. Clark | Hubbard | Moran | Root | A. I. Wood |
| Clausen | Irving | Murphy | Sargent | F. H. Woods |
| Cook | Jacobs | Nelson | Selkreg | Younglove |
| Cornwall | Johnson | Nicholson | Sherman | |

For the negative,

Humphrey

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Clausen introduced a bill entitled "An act to amend certain sections of the Military Code," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the militia and public defence.

Also, a bill entitled "An act for the relief of George W. Sawyer," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the militia and public defence.

Mr. Johnson moved that the House take a recess until 7½ o'clock P. M.

Mr. Murphy moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Murphy, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Johnson, and it was determined in the affirmative.

Thereupon, at 5 o'clock and 40 minutes, the House took a recess until 7½ o'clock P. M.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

By unanimous consent, on motion of Mr. J. L. Flagg,

Resolved, That the bill entitled "An act for the better protection of the mechanics of this State, by regulating the use of convict labor in the several State prisons," be recommitted to the committee on ways and means, with power to report complete at any time.

By unanimous consent, on motion of Mr. Bamler,

Resolved, That the Senate bill entitled "An act to amend chapter 565, Laws of 1867, entitled 'An act to incorporate the Buffalo City Railway Company,'" referred to the committee on railroads, with power to report complete, and reported, be recommitted to the committee on the affairs of cities.

By unanimous consent, on motion of Mr. Starr,

Resolved, That the committee on the internal affairs of towns and counties, be authorized to report the Senate bill entitled "An act to incorporate the Port Jervis Water Works Company," complete.

By unanimous consent, on motion of Mr. Starr,

Resolved, That the Senate bill entitled "An act to provide for draining wet lands, and to widen and deepen the Rio Grand stream, in the village and town of Goshen," be recommitted to the committee on the internal affairs of towns and counties, with power to report complete.

By unanimous consent, on motion of Mr. D. Burns,

Resolved, That the bill entitled "An act to incorporate the New York Dramatic Union of the city of New York," be referred to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. Frear,

Resolved, That the Senate bill entitled "An act approving lines and grades established under authority of chapter 697 of Laws of 1867," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. Frear,

Resolved, That the Senate bill entitled "An act to amend the Metropolitan Police act, concerning the police life insurance fund," be referred to the committee on the affairs of cities, to report complete at any time.

By unanimous consent, on motion of Mr. Frear,

Resolved, That the Senate bill entitled "An act to extend Lexington avenue, in the city of New York," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. Younglove,

Resolved, That the bill entitled "An act to incorporate the New York Orthopædic Dispensary," be recommitted to the committee on public health, with power to report complete at any time.

By unanimous consent, on motion of Mr. Madden,

Resolved, That the bill entitled "An act to compel the Grand Street and Newtown Railroad Company to convey passengers to and from the terminus of its road without change of cars, and without unnecessary delay along said route," be referred to the committee on railroads, with power to report complete at any time.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the Senate bill to enable the town of Delhi, Delaware county, to aid in the construction of a court house in said town, be

recommitted to the committee on the internal affairs of towns and counties, with power to report complete at any time.

By unanimous consent, on motion of Mr. Galvin,

Resolved, That the Senate bill entitled "An act to amend the charter of the American Tontine Life and Savings Insurance Company of the city of New York," be recommitted to the committee on insurance companies, with power to report complete at any time.

By unanimous consent,

Mr. Hartman presented a petition against closing old Bushwick avenue, Brooklyn, which was read and referred to the committee on the affairs of cities.

By unanimous consent, on motion of Mr. Skillman,

Resolved, That the committee on the internal affairs of towns and counties, be instructed to report the Senate bill entitled "An act to incorporate Protective Hook and Ladder Company, No. 1, of Hicksville, in Queens county," complete at any time.

By unanimous consent, on motion of Mr. A. Richardson,

Resolved, That the bill entitled "An act to authorize the board of town officers to appoint an additional justice of the peace in the town of Albion, Oswego county," be recommitted to the committee on the internal affairs of towns and counties, with power to report complete at any time.

By unanimous consent, on motion of Mr. Farley,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Niagara Falls Suspension Bridge Company,' passed March 31, 1855," be recommitted to the committee on roads and bridges, with power to report complete at any time.

By unanimous consent, on motion of Mr. Nelson,

Resolved, That the Senate bill entitled "An act to authorize the Erie and New England Railroad Company to establish and maintain a steamboat ferry on the Hudson river, at some point between Stoney Point and Fort Montgomery, on said river," be recommitted to the committee on commerce and navigation, with power to report complete at any time.

On motion of Mr. Mallison,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to consolidate the cities of Brooklyn and Williamsburgh, and the town of Bushwick, into one municipal government, and to incorporate the same,' passed April 17, 1854," be recommitted to the committee on the affairs of cities, to report an amendment.

By unanimous consent, on motion of Mr. Campbell,

Resolved, That the Senate bill entitled "An act in aid of the construction of the Newsboys' Lodging House of the Children's Aid Society of the city of New York, and for the relief thereof," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. Ray,

Resolved, That the Senate bill entitled "An act for the relief of John Van Arsdall, and to enable him to take and file his oath as justice of the peace, and to confirm his election and acts as such," be recommitted to the committee on the judiciary, to report complete at any time.

On motion of Mr. Cornwall,

Resolved, That the bill entitled "An act to legalize the acts of G. S. Sawins, Samuel Hoppel, Joseph Newton, H. M. Seymour and L. H. Kirkland, as trustees of the corporation of the village of Antwerp," be referred to the sub-committee of the whole.

By unanimous consent,

Mr. Bergen presented a petition of the Gas and Steam Fitters' Protective Union, for the passage of a law for the regulation of convict labor, which was read and referred to the committee on ways and means.

The bill entitled "An act to amend an act entitled 'An act for the improvement of Brooklyn Heights,' passed April 17, 1866, and supplementary thereto," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present:

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Hubbard | Murphy | Selkreg |
| W. S. Andrews | Clausen | Humphrey | Palmer | Skeels |
| Babcock | Cornwall | Irving | Parshall | Skillman |
| Bamler | Daily | Jacobs | Place | Stannard |
| Bennet | Dayton | Johnson | Prince | Starr |
| Bentley | Decker | Jones | Purdy | Sullard |
| Bergen | Eaton | Julland | Raber | Sumner |
| Bradstreet | Flach | Kiernan | Ranney | Tarbox |
| Bristol | J. L. Flagge | Kinney | Ray | Topliff |
| Brush | F. H. Flagge | Lefler | Reeve | Tower |
| Burhans | Frear | Little | A. Richardson | Underwood |
| P. Burns | Furman | Lounsbury | S. Richardson | Wellington |
| Button | Gleason | Madden | Rider | Wendover |
| Cameron | Guigou | Mallison | Riley | Wiley |
| Campbell | Halsey | Matthewson | Root | F. H. Woods |
| Chism | Hasbrouck | McKiever | Sargent | Younglove |
| G. Clark | Howard | Moran | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the Senate bill entitled "An act to authorize Lewis Runyon to establish and maintain a ferry across the Seneca lake, at Lodi Landing," be referred to the committee on commerce and navigation, with power to report complete at any time.

The bill entitled "An act to amend an act entitled 'An act appointing railroad commissioners of the town of Johnstown, and modifying their powers and duties,' passed March 13, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Prince | Sumner |
| A. H. Andrew | Cook | Johnson | Purdy | Tarbox |
| Balcom | Dayton | Jones | Ranney | Topliff |
| Bennet | Decker | Julland | Ray | Tower |
| Bentley | Eaton | Kiernan | Reeve | Trainer |
| Bergen | Flach | Kinney | S. Richardson | Underwood |
| Brush | J. L. Flagge | Lasher | Riley | Van Valkenburgh |
| Buel | F. H. Flagge | Lefler | Root | Weed |
| Burhans | Frear | Loughran | Sargent | Wellington |

| | | | | |
|----------|-----------|------------|-------------|-------------|
| D. Burns | Furman | Mallison | Selkreg | Wells |
| P. Burns | Galvin | Matthewson | Sherman | Wendover |
| Button | Gleason | Miller | Skillman | Wiley |
| Cameron | Guigou | Palmer | C. L. Smith | Williams |
| Campbell | Halsey | Parshall | Stannard | A. I. Wood |
| Chapman | Hartman | Pitts | Starr | F. H. Woods |
| Chism | Hasbrouck | Place | Sullard | Younglove |
| G. Clark | Hubbard | | | |

For the negative,

Irving

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitteed the bill entitled "An act to incorporate the Milton Ferry Company," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to provide for building a bridge across the Tonawanda creek, on the Tonawanda Reservation, and making an appropriation for the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Davis | Johnson | Parshall | Speaker |
| A. H. Andrew | Dayton | Jones | Pitts | Stannard |
| Babcock | Decker | Juliaud | Place | Stevens |
| Balcom | Eaton | Keady | Prince | Sullard |
| Bennet | Flach | Kiernan | Purdy | Sumner |
| Bentley | J. L. Flagg | Kinney | Quinn | Tarbox |
| Bergen | F. H. Flaggo | La Bau | Raber | Topliff |
| Bradstreet | Freat | Lawrence | Ray | Tower |
| Brush | Furman | Loughran | Reeve | Trainer |
| D. Burns | Galvin | Mallison | A. Richardson | Van Valkenb'rgh |
| P. Burns | Guigou | Mann | S. Richardson | Weed |
| Button | Halsey | Matthewson | Rider | Wendover |
| Campbell | Hartman | McKiever | Root | Williams |
| Chism | Hasbrouck | Miller | Sargent | A. I. Wood |
| G. Clark | Howard | Moran | Selkreg | F. H. Woods |
| W. S. Clark | Hubbard | Palmer | Sherman | Younglove |
| Cornwall | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Brush,

Resolved, That the bill entitled "An act supplementary to chapter 29 of the Laws of 1865, in relation to the payment of bounties," now have its third reading.

The bill entitled "An act to lay out, open, extend and work certain highways in the town of West Farms, in the county of Westchester, known as Fairmount avenue, and Berrian avenue," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Cook | Johnson | Purdy | Stevens |
| A. H. Andrew | Davis | Jones | Raber | Sullard |
| Babcock | Dayton | Kiernan | Ranney | Summer |
| Balcom | Decker | Kinney | Reeve | Tarbox |
| Bamler | Flach | La Bau | A. Richardson | Topliff |
| Bennet | J. L. Flagg | Lefler | S. Richardson | Torrey |
| Bentley | F. H. Flagge | Mallison | Rider | Tower |
| Bergen | Frear | Mann | Riley | Trainer |
| Bradstreet | Furman | Matthewson | Root | Underwood |
| Bristol | Gleason | McKiever | Sargent | Weed |
| Brush | Halsey | Miller | Sherman | Wellington |
| Cameron | Hartman | Nelson | Skeels | Wendover |
| Chapman | Hasbrouck | Nicholson | Skillman | Williams |
| Chism | Hubbard | Palmer | C. L. Smith | F. H. Woods |
| G. Clark | Humphrey | Parshall | L. E. Smith | Younglove |
| W. S. Clark | Jacobs | Prince | Stannard | |

For the negative,
Cornwall

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to exonerate and discharge the town of Newburgh, and the commissioners of highways thereof, from the further duty and obligation of repairing, supporting and maintaining certain bridges in the county of Orange," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Halsey | Miller | Skeels |
| A. H. Andrew | W. S. Clark | Hartman | Nelson | Skillman |
| W. S. Andrews | Clausen | Hasbrouck | Palmer | L. E. Smith |
| Babcock | Cook | Hubbard | Parshall | Starr |
| Bamler | Cornwall | Humphrey | Prince | Stevens |
| Bennet | Davis | Jacobs | Purdy | Sullard |
| Bentley | Dayton | Johnson | Quinn | Tarbox |
| Bergen | Decker | Julland | Raber | Topliff |
| Bradstreet | Eaton | Keady | Ray | Torrey |
| Bristol | Flach | Kinney | A. Richardson | Tower |
| Brush | J. L. Flagg | La Bau | S. Richardson | Trainer |
| Buel | F. H. Flagge | Lasher | Rider | Underwood |
| D. Burns | Frear | Lefler | Root | Weed |
| Button | Furman | Little | Sargent | Wellington |
| Cameron | Gifford | Lounsbury | Selkreg | F. H. Woods |
| Chapman | Gleason | Matthewson | Sherman | Younglove |
| Chism | Guigon | McKiever | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to exempt the property of firemen of the county of Richmond, to the amount of five hundred dollars, from taxation."

"An act to incorporate the Columbia Yacht Club."

"An act to limit and define the powers and privileges of the Eureka Basin Warehouse and Manufacturing Company of Long Island."

"An act in relation to the Goshen and Deckertown Railway Company."

"An act to incorporate the Chelsea Savings Bank of the city of New York."

"An act authorizing and directing the commissioners of the Central Park, in the city of New York, to build and construct a stone stairway therein."

"An act to amend subdivision 2 of section 5, and sections 8 and 19 of chapter 364 of Laws of 1864, entitled 'An act to incorporate the Society for the Protection of Destitute Roman Catholic Children at the city of Buffalo.'"

"An act for the relief of Willis B. Sayre, Julia M. Maxwell, Elouisa O. Beebe, James M. Sayre and Francis E. McHenry, heirs at law of Matthew Sayre, deceased."

"An act to amend an act entitled 'An act in relation to police commissioners and police officers in the village of Cold Spring, Putnam county,' passed March 21, 1865."

"An act for the relief of Adam K. Diefendorf, of the town of Minden, Montgomery county."

"An act to incorporate the Young Men's Association of the village of Cooperstown."

"An act to amend an act entitled 'An act to incorporate the Odd Fellows' Association, of the city of Buffalo,' passed March 28, 1867."

"An act to incorporate the Walworth Hose Association, of the village of Saratoga Springs."

"An act to amend an act entitled 'An act to condense and amend the several acts incorporating or relating to the village of Skaneateles,' passed April 16, 1857."

"An act to amend the charter of the village of Palatine Bridge."

"An act to regulate the fees of justices of the peace attending as justices of sessions at the criminal terms of the several courts of record within the county of Erie."

"An act to amend an act entitled 'An act to provide for a supply of water in the village of Cohoes,' passed April 12, 1856."

"An act supplementary, and to amend an act entitled 'An act to incorporate the village of Spencerport, in the county of Monroe,' passed April 22, 1867."

"An act to incorporate the Tioga County Savings Bank."

"An act to consolidate school districts, Nos. 1, 4 and 5, and a part of school district, No. 2, in the town of Eastchester, in the county of Westchester, into one school district."

"An act confirming a conveyance of real estate to Bridget Henry, and authorizing her to hold real estate."

"An act to amend the several acts relating to the village of Honeoye Falls, and to enlarge the powers of the corporation."

"An act to incorporate the Cornwall Suspension Bridge Company, for the purpose of constructing and maintaining a suspension bridge, appurtenances and approaches to the same, over the Hudson river, at a point or points at or below Butter hill, in the Highlands, to some proper point opposite thereto, on the east side of said river."

"An act authorizing and directing the Canal Board to investigate the claim of Ann Mackintosh, of Buffalo, New York, for damages, &c."

"An act supplementary to chapter 29 of the Laws of 1865, in relation to the payment of bounties."

"An act to re-appropriate moneys for extraordinary repairs and improvements of the canals; for making maps of the canals under the directions of the Canal Board; for paying awards of the Canal Appraisers prior to 1866; for the payment of miscellaneous claims against the State; for the improvement of the Champlain canal; for the extension of the Chenango canal; for the improvement of the Genesee Valley canal, and for the improvement of the Black River canal; and to appropriate the unappropriated surplus of the tax of 1865."

"An act to incorporate the Continental Hall Company, of Greenpoint, in the city of Brooklyn, county of Kings."

"An act to incorporate the Rhinebeck and Rondout Ice Bridge and Passenger Company."

"An act to incorporate a seminary of education, under the name of the Clifton Springs Female Seminary."

"An act to provide for the construction of an iron bridge over the Cayuga and Seneca canal, in the village of Seneca Falls."

"An act to incorporate the Hamburg Driving Park Association."

"An act releasing the title of the State of New York to certain lands situate in Caledonia, Livingston county, of which Thomas Jenkins died seized."

"An act to incorporate the Teutonia Savings Bank of the city of New York."

The bill entitled "An act supplementary to chapter 29 of the Laws of 1865, in relation to the payment of bounties," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 14 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Hubbard | Nicholson | Sullard |
| A. H. Andrew | Davis | Humphrey | Parshall | Sumner |
| Babcock | Dayton | Jacobs | Ranney | Tarbox |
| Balcom | Eaton | Johnson | A. Richardson | Topliff |
| Bennet | Flach | Jones | S. Richardson | Tower |
| Bergen | J. L. Flagg | Juliand | Rider | Underwood |
| Bradstreet | F. H. Flagge | Kiernan | Riley | Van Valkenburgh |
| Bristol | Frear | La Ban | Root | Weed |
| Brush | Furman | Lasher | Sargent | Wellington |
| Buel | Gifford | Lefler | Selkreg | Wells |
| D. Burns | Gleason | Little | Sherman | Wendover |
| Campbell | Guigon | Matthewson | L. E. Smith | Wiley |
| Chapman | Halsey | McKiever | Speaker | Williams |
| Chism | Hartman | Moran | Stannard | F. H. Woods |
| G. Clark | Hasbrouck | Murphy | Stevens | Younglove |
| Clausen | | | | |

Those who voted in the negative, were

| | | | | |
|----------|-------------|----------|-------|----------|
| Bamler | W. S. Clark | Miller | Purdy | Skillman |
| P. Burns | Cornwall | O'Reilly | Quinn | Trainer |
| Button | Loughran | Palmer | Reeve | |

When the name of Mr. Keady was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act in relation to sheriffs," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 73 }
{ NOES 9 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| W. S. Andrews | Davis | Hubbard | O'Reilley | Skillman |
| Babcock | Dayton | Humphrey | Parshall | Speaker |
| Bamler | Decker | Irving | Prince | Starr |
| Bentley | Eaton | Jacobs | Purdy | Sumner |
| Bergen | Flach | Johnson | Quinn | Topliff |
| Bradstreet | J. L. Flagg | Jones | Raber | Tower |
| Brush | F. H. Flagge | Kiernan | Ranney | Trainer |
| Burhans | Frear | Kinney | Reeve | Underwood |
| D. Burns | Furman | Lasher | S. Richardson | Van Valkenb'rgh |
| P. Burns | Galvin | Lefler | Riley | Wellington |
| Button | Gifford | Loughran | Root | Wendover |
| Campbell | Guigou | Matthewson | Sargent | Wiley |
| Chism | Halsey | McKiever | Selkreg | Williams |
| W. S. Clark | Hartman | Murphy | Sherman | F. H. Woods |
| Cook | Hasbrouck | Nicholson | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|---------|---------------|------------|
| A. H. Andrew | Bennet | Gleason | Miller | A. I. Wood |
| Balcom | Cornwall | La Bau | A. Richardson | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to aid in the construction of the New York Northern railroad, and to facilitate the improvement of the wilderness through which it is projected," being announced for third reading,

Mr. W. S. Clark moved to recommit the same to the committee on ways and means, with instructions to strike out the enacting clause.

Debate was had thereon, when

Mr. W. S. Clark withdrew his motion.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 67 }
{ NOES 27 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|-----------|-----------------|
| Balcom | Cook | Johnson | O'Reilley | Starr |
| Bamler | Dayton | Jones | Parshall | Sullard |
| Bentley | Decker | Juliland | Place | Sumner |
| Bergen | Flach | Kiernan | Prince | Topliff |
| Bradstreet | J. L. Flagg | La Bau | Purdy | Tower |
| Buel | F. H. Flagge | Lasher | Raber | Trainer |
| Burhans | Frear | Lefler | Rider | Underwood |
| P. Burns | Furman | Lounsbury | Riley | Van Valkenb'rgh |
| Button | Galvin | Madden | Root | Weed |
| Cameron | Gleason | Matthewson | Sargent | Wellington |
| Campbell | Guigou | McKiever | Sherman | Wiley |
| Chism | Hartman | Moran | Skillman | F. H. Woods |
| W. S. Clark | Hubbard | Murphy | Speaker | Younglove |
| Glasen | Humphrey | | | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|-----------|---------------|-------------|
| Ackert | Davis | Kinney | Ranney | L. E. Smith |
| A. H. Andrew | Eaton | Little | Ray | Stannard |
| Brush | Gifford | Loughran | A. Richardson | Tarbox |
| Chapman | Halsey | Miller | S. Richardson | Wendover |
| G. Clark | Jacobs | Nicholson | Selkreg | Williams |
| Cornwall | Keady | | | |

When the name of Mr. La Bau was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Naples Soldiers' Monument Association, and to raise money by tax to erect a monument," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|-------------|-----------|
| Ackert | Flach | Keady | Prince | Stannard |
| A. H. Andrew | J. L. Flagg | Kiernan | Purdy | Sullard |
| Balcom | F. H. Flagge | La Bau | Quinn | Sumner |
| Bradstreet | Frear | Lasher | Raber | Tarbox |
| Buel | Furman | Little | Reeve | Topliff |
| P. Burns | Gleason | Loughran | Rider | Tower |
| Button | Guigon | Lounsbury | Riley | Trainer |
| Campbell | Halsey | Matthewson | Root | Underwood |
| Chapman | Hartman | McKiever | Sargent | Weed |
| G. Clark | Hasbrouck | Moran | Selkreg | Wells |
| W. S. Clark | Hubbard | Nicholson | Sherman | Wendover |
| Cook | Humphrey | Palmer | Skillman | Wiley |
| Davis | Jacobs | Parshall | L. E. Smith | Williams |
| Dayton | Jones | Place | Speaker | Younglove |
| Eaton | Juland | | | |

Those who voted in the negative, were

Bamler Miller

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Campbell, at 9 o'clock and 20 minutes, the House adjourned.

THURSDAY, APRIL 16, 1868.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Pohlman.

The minutes of yesterday were read and approved.

The bill entitled "An act to consolidate school districts Nos. 1, 4 and 5, and a part of school district, No. 2, of the town of Eastchester, in the county of Westchester, into one school district," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Jones | Pitts | Speaker |
| A. H. Andrew | G. Clark | Juliland | Prince | Stannard |
| Babcock | W. S. Clark | Kiernan | Purdy | Sullard |
| Balcom | Cook | Kinney | Raber | Tarbox |
| Bamler | Cornwall | La Bau | Ranney | Topliff |
| Bemus | Daily | Little | Ray | Torrey |
| Bergen | Davis | Loughran | Reeve | Trainer |
| Bradstreet | Decker | Lounsbury | S. Richardson | Underwood |
| Bristol | Flach | Mallison | Rider | Van Valkenb'rgh |
| Buel | F. H. Flagge | Matthewson | Riley | Weed |
| Burhans | Frear | McKiever | Selkreg | Wellington |
| P. Burns | Gleason | Murphy | Sherman | Wiley |
| Button | Guigou | Nelson | Skeels | Williams |
| Cameron | Halsey | Nicholson | Skillman | A. I. Wood |
| Campbell | Hasbrouck | Palmer | C. L. Smith | F. H. Woods |
| Chapman | Humphrey | Parshall | L. E. Smith | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 32 of the Laws of 1868, entitled 'An act to amend an act entitled An act to authorize the villages of Sandy Hill and Fort Edward, in the county of Washington, to issue bonds to aid in the construction of a railroad from the village of Glen's Falls, to intersect the Saratoga and Whitehall railroad, in the village of Fort Edward,' passed May 23, 1867, passed March 18, 1868," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|----------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | Nicholson | C. L. Smith |
| Babcock | W. S. Clark | Humphrey | Palmer | L. E. Smith |
| Balcom | Clausen | Jacobs | Parshall | Speaker |
| Bamler | Cornwall | Keady | Prince | Stevens |
| Bemus | Daily | Kiernan | Purdy | Sullard |
| Bennet | Dayton | Kinney | Quinn | Sumner |
| Bergen | Flach | La Bau | Raber | Tower |
| Bradstreet | J. L. Flagge | Lesler | Ray | Trainer |
| Bristol | F. H. Flagge | Loughran | Reeve | Underwood |
| Buel | Frear | Mallison | A. Richardson | Van Valkenb'rgh |
| Burhans | Galvin | Mann | S. Richardson | Wellington |
| P. Burns | Gifford | McKiever | Riley | Wells |
| Button | Gleason | Miller | Root | Wiley |
| Cameron | Halsey | Moran | Sherman | Williams |
| Campbell | Hartman | Murphy | Skeels | F. H. Woods |
| Chapman | Hasbrouck | Nelson | Skillman | Younglove |
| Chism | | | | |

Those who voted in the negative, were

Little Pitts Selkreg Tarbox A. I. Wood

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Tioga County Savings Bank," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|-----------|---------------|-----------------|
| Ackert | W. S. Clark | Hubbard | Nicholson | Skells |
| Babcock | Cook | Humphrey | Palmer | C. L. Smith |
| Balcom | Cornwall | Irving | Parshall | Stannard |
| Bemus | Daily | Jacobs | Pitts | Starr |
| Bennet | Dayton | Johnson | Pond | Stevens |
| Bentley | Decker | Jones | Prince | Sullard |
| Bergen | Eaton | La Bau | Raber | Tarbox |
| Bradstreet | J. L. Flagg | Lefler | Ray | Topliff |
| Buel | F. H. Flagge | Loughran | Reeve | Underwood |
| Burhans | Frear | Lounsbury | A. Richardson | Van Valkenb'rgu |
| Button | Gleason | Mallison | S. Richardson | Weed |
| Cameron | Guigon | Mann | Rider | Wellington |
| Campbell | Halsey | Miller | Riley | Wells |
| Chism | Hartman | Murphy | Sargent | Wiley |
| G. Clark | Hasbrouck | Nelson | Sherman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Bradstreet, the bill entitled "An act to re-appropriate moneys for extraordinary repairs and improvements of the canals; for making maps of the canals under the directions of the Canal Board; for paying awards of the Canal Appraisers prior to 1866; for the payment of miscellaneous claims against the State; for the improvement of the Champlain canal; for the extension of the Chenango canal; for the improvement of the Genesee Valley canal, and for the improvement of the Black River canal; and to appropriate the unappropriated surplus of the tax of 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | W. S. Clark | Irving | Parshall | C. L. Smith |
| W. S. Andrews | Cook | Jacobs | Penfield | L. E. Smith |
| Babcock | Cornwall | Johnson | Pitts | Speaker |
| Balcom | Daily | Jones | Prince | Stevens |
| Bemus | Davis | Juliland | Raber | Sullard |
| Bennet | Dayton | Kiernan | Ranney | Topliff |
| Bentley | Eaton | Kinney | Ray | Torrey |
| Bergen | Flach | La Bau | Reeve | Tower |
| Bradstreet | J. L. Flagg | Lefler | A. Richardson | Underwood |
| Buel | F. H. Flagge | Little | Rider | Weed |
| D. Burns | Frear | Loughran | Riley | Wellington |
| P. Burns | Galvin | Lounsbury | Root | Wells |
| Button | Gleason | Mallison | Selkreg | Wiley |
| Cameron | Halsey | Miller | Sherman | Williams |

| | | | | |
|----------|-----------|-----------|----------|------------|
| Campbell | Hasbrouck | Nelson | Skeels | A. I. Wood |
| Chapman | Hubbard | Nicholson | Skillman | Younglove |
| G. Clark | Humphrey | Palmer | | |

Those who voted in the negative, were

| | | | | |
|---------|----------|----------|-------|--------|
| Hartman | McKiever | O'Reilly | Starr | Tarbox |
|---------|----------|----------|-------|--------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Bradstreet, the Senate bill entitled "An making appropriation to provide for a deficiency in the appropriation for the repairs and maintenance of the Eastern division of the canals during the fiscal year, commencing on the first day of October, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 11 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|-----------|---------------|-------------|
| Ackert | Dally | Jones | Nelson | L. E. Smith |
| Balcom | Davis | Juliland | Nicholson | Speaker |
| Bamler | Dayton | Kiernan | Parshall | Stannard |
| Bemus | Flach | Kinney | Pitts | Stevens |
| Bennet | F. H. Flagge | La Bau | Prince | Sumner |
| Bentley | Frear | Lasher | Raber | Topliff |
| Bergen | Galvin | Laffer | Ranney | Tower |
| Bigelow | Gifford | Little | A. Richardson | Underwood |
| Bradstreet | Halsey | Loughran | Rider | Weed |
| Buel | Hasbrouck | Lounsbury | Riley | Wellington |
| Button | Howard | Mallison | Root | Wells |
| Chapman | Humphrey | Mann | Selkreg | Wendever |
| W. S. Clark | Irving | Miller | Sherman | Wiley |
| Clausen | Jacobs | Moran | Skeels | Williams |
| Cook | Johnson | Murphy | C. L. Smith | A. I. Wood |
| Cornwall | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|----------|--------|----------|
| A. H. Andrew | Gleason | McKiever | Palmer | Skillman |
| Burhans | Hartman | O'Reilly | Reeve | Sullard |
| G. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate returned the bills entitled as follows:

"An act to incorporate the Wood Library Association of Canandaigua."

"An act to ratify, legalize and confirm the proceedings of the Rochester Water Works Company."

"An act to incorporate the Christian Biblical Institute, to be located at Eddytown, Yates county, New York."

"An act to prohibit gas companies from collecting rent on their metres."

"An act to incorporate the Gouverneur Water Works Company."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to postpone the operation and effect of certain amendments of the charter of the city of Buffalo, until the first day of January, 1869," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Dayton, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|----------------|
| Ackert | W. S. Clark | Juliand | Penfield | L. E. Smith |
| A. H. Andrew | Clausen | Keady | Pitts | Speaker |
| Balcom | Cook | Kiernan | Place | Stannard |
| Bamler | Cornwall | Kinney | Prince | Sullard |
| Bemus | Dayton | La Bau | Purdy | Sumner |
| Bentley | Flach | Lasher | Quinn | Topliff |
| Bergen | F. H. Flagge | Lefler | Reeve | Torrey |
| Bigelow | Frear | Little | S. Richardson | Tower |
| Bradstreet | Gifford | Lounsbury | Rider | Trainer |
| Brush | Gleason | Mallison | Riley | Underwood |
| Buel | Halsey | Mann | Root | Van Valkenb'rg |
| Burhans | Hartman | McKiever | Sargent | Weed |
| P. Burns | Howard | Miller | Selkreg | Wellington |
| Button | Hubbard | Moran | Sherman | Wendover |
| Cameron | Humphrey | Nelson | Skeels | Wiley |
| Campbell | Irving | O'Reilly | Skillman | Williams |
| Chapman | Jacobs | Palmer | C. L. Smith | A. I. Wood |
| G. Clark | Jones | Parshall | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act in relation to the Goshen and Deckertown Railway Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|----------------|
| A. H. Andrew | Clausen | Hubbard | Moran | Sherman |
| W. S. Andrews | Cook | Humphrey | Nicholson | Skeels |
| Balcom | Cornwall | Irving | O'Reilly | Skillman |
| Bamler | Daily | Jones | Palmer | C. L. Smith |
| Bemus | Davis | Juliand | Prince | Stannard |
| Bergen | Dayton | Keady | Purdy | Stevens |
| Bigelow | Decker | Kiernan | Raber | Sullard |
| Bradstreet | Eaton | Kinney | Ray | Sumner |
| Bristol | F. H. Flagge | La Bau | Reeve | Topliff |
| Buel | Frear | Lefler | S. Richardson | Tower |
| Burhans | Furman | Lounsbury | Rider | Trainer |
| P. Burns | Gleason | Mallison | Riley | Van Valkenb'rg |
| Button | Guilgou | Matthewson | Root | Wellington |
| Cameron | Halsey | McKiever | Sargent | Wells |
| G. Clark | Hartman | Miller | Selkreg | Wiley |
| W. S. Clark | Howard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Chelsea Savings Bank of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the

final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|-----------|---------------|-------------|
| Babcock | Cornwall | Howard | Moran | Skells |
| Balcom | Daily | Hubbard | Nelson | Skillman |
| Bamler | Davis | Humphrey | Palmer | C. L. Smith |
| Bemus | Dayton | Jacobs | Parshall | Speaker |
| Bennet | Eaton | Jones | Pitts | Stannard |
| Bentley | Flach | Keady | Prince | Stevens |
| Bergen | J. L. Flagg | Lasher | Ranney | Sullard |
| Bradstreet | F. H. Flagge | Lefler | Ray | Sumner |
| Buel | Frear | Little | Reeve | Topliff |
| Button | Furman | Loughran | A. Richardson | Underwood |
| Cameron | Gifford | Lounsbury | Riley | Weed |
| Campbell | Gleason | Madden | Rogers | Wellington |
| G. Clark | Guigon | Mallison | Sargent | Wells |
| W. S. Clark | Halsey | McKiever | Selkreg | Wiley |
| Clausen | Hasbrouck | Miller | Sherman | F. H. Woods |
| Cook | | | | |

Those who voted in the negative, were

Kiernan La Bau

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Buffalo and Williamsville Railroad Company, empowering it to lease the McAdam road and franchises of the Buffalo and Williamsville McAdam Road Company, and authorizing the consolidation of the said railroad company and the said McAdam Road Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|-----------|---------------|-----------------|
| Ackert | Daily | Keady | Place | L. E. Smith |
| Babcock | Dayton | Kiernan | Prince | Stannard |
| Balcom | Decker | Kinney | Raber | Starr |
| Bamler | Eaton | La Bau | Ray | Stevens |
| Bemus | J. L. Flagg | Lefler | Reeve | Sullard |
| Bennet | F. H. Flagge | Little | A. Richardson | Sumner |
| Bergen | Frear | Loughran | S. Richardson | Topliff |
| Bradstreet | Gifford | Mallison | Rider | Tower |
| Buel | Guigon | Mann | Riley | Underwood |
| Burhans | Hasbrouck | McKiever | Root | Van Valkenburgh |
| D. Burns | Hubbard | Miller | Selkreg | Wellington |
| Button | Humphrey | Nelson | Sherman | Wells |
| Cameron | Irving | Nicholson | Skells | Wiley |
| W. S. Clark | Johnson | Palmer | Skillman | A. I. Wood |
| Cook | Jones | Pitts | C. L. Smith | F. H. Woods |
| Cornwall | | | | |

Those who voted in the negative, were

G. Clark Gleason

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the construction of an iron bridge over the Cayuga and Seneca canal, in the village of Seneca Falls," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Hubbard | Nicholson | Selkreg |
| Babcock | Clausen | Humphrey | O'Reilly | Sherman |
| Balcom | Cook | Jones | Palmer | Skeels |
| Bamler | Cornwall | Juliard | Parshall | Skillman |
| Bemus | Davis | Keady | Pitts | L. E. Smith |
| Bennet | Dayton | Kiernan | Prince | Stannard |
| Bentley | Decker | La Bau | Purdy | Starr |
| Bergen | Eaton | Lasher | Raber | Stevens |
| Bradstreet | J. L. Flagg | Lefler | Ray | Sullard |
| Bristol | F. H. Flagge | Little | Reeve | Sumner |
| Buel | Frear | Lounsbury | A. Richardson | Topliff |
| P. Burns | Furman | Mallison | S. Richardson | Torrey |
| Button | Gifford | Matthewson | Rider | Underwood |
| Cameron | Halsey | McKiever | Riley | Weed |
| Chapman | Hartman | Miller | Rogers | Wellington |
| G. Clark | Hasbrouck | Nelson | Root | F. H. Woods |

Those who voted in the negative, were

A. H. Andrew Burhans Sargent

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act supplementary, and to amend an act entitled 'An act to incorporate the village of Spencerport, in the county of Monroe,' passed April 22, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Irving | O'Reilly | L. E. Smith |
| A. H. Andrew | G. Clark | Jacobs | Palmer | Speaker |
| Balcom | W. S. Clark | Jones | Place | Stevens |
| Bamler | Cook | Juliard | Prince | Sullard |
| Bemus | Cornwall | Kiernan | Quinn | Tarbox |
| Bennet | Daily | Kinney | Raber | Topliff |
| Bentley | Dayton | La Bau | Ray | Tower |
| Bergen | Eaton | Lefler | Reeve | Trainer |
| Bradstreet | J. L. Flagg | Little | S. Richardson | Wellington |
| Bristol | F. H. Flagge | Loughran | Rider | Wells |
| Brush | Frear | Lounsbury | Riley | Wendover |
| Buel | Furman | Madden | Sargent | Wiley |
| Burhans | Gifford | Mallison | Selkreg | Williams |
| P. Burns | Gleason | Matthewson | Sherman | A. I. Wood |
| Cameron | Hasbrouck | Murphy | Skeels | F. H. Woods |
| Campbell | Hubbard | Nicholson | Skillman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to provide for a supply of water in the village of Coboes,' passed April 12, 1856," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | O'Reilly | L. E. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | Palmer | Speaker |
| Balcom | Clausen | Johnson | Prince | Stannard |
| Bamler | Cook | Jones | Raber | Stevens |
| Bemus | Cornwall | Julland | Ray | Sumner |
| Bennet | Daily | Kiernan | Reeve | Tarbox |
| Bentley | Davis | Kinney | A. Richardson | Topliff |
| Bergen | Decker | La Bau | S. Richardson | Tower |
| Bradstreet | Eaton | Laffer | Rider | Underwood |
| Bristol | Flach | Loughran | Riley | Van Valkenburgh |
| Brush | J. L. Flagg | Lounsbury | Root | Wellington |
| Buel | F. H. Flagge | Madden | Sargent | Wendover |
| Burhans | Frear | Mallison | Selkreg | Wiley |
| D. Burns | Furman | Matthewson | Sherman | Williams |
| P. Burns | Gifford | McKiever | Skeels | A. I. Wood |
| Cameron | Guigou | Miller | Skillman | F. H. Woods |
| Chapman | Hasbrouck | Nelson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to consolidate and amend the several acts relating to the village of Honeoye Falls, and to enlarge the powers of the corporation," being announced for third reading,

By unanimous consent, on motion of Mr. Davis, the same was amended as follows:

Title 5, section 6, line 5, by changing the words "three dollars" to "one dollar."

Title 6, section 1, line 6, by changing the word "five" to "three."

Title 7, section 13, by substituting the words following: "This act shall take effect immediately."

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|---------|------------|-------------|
| Ackert | Campbell | Guigou | Mallison | Selkreg |
| A. H. Andrew | Chapman | Halsey | Matthewson | Skeels |
| Babcock | Chism | Hartman | McKiever | Skillman |
| Balcom | G. Clark | Hubbard | Miller | L. E. Smith |
| Bamler | W. S. Clark | Irving | Moran | Stannard |
| Bemus | Clausen | Jacobs | Nelson | Starr |
| Bennet | Cook | Johnson | Palmer | Sullard |
| Bradstreet | Cornwall | Jones | Parshall | Tarbox |
| Bristol | Davis | Julland | Prince | Topliff |
| Brush | Dayton | Kinney | Raber | Torrey |

| | | | | |
|----------|--------------|-----------|---------------|------------|
| Buel | Eaton | La Bau | Reeve | Trainer |
| Button | Flach | Lasher | A. Richardson | Wellington |
| D. Burns | J. L. Flagge | Lefler | S. Richardson | Wells |
| P. Burns | F. H. Flagge | Loughran | Rider | Wendover |
| Button | Frear | Lounsbury | Sargent | Wiley |
| Cameron | Gleason | Madden | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the village of Whitestone, Queens county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hubbard | Palmer | C. L. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | Parshall | L. E. Smith |
| Babcock | Clausen | Irving | Pitts | Speaker |
| Balcom | Cornwall | Juliland | Place | Stannard |
| Bamler | Daily | Keady | Prince | Stevens |
| Bemus | Davis | Kiernan | Quinn | Sullard |
| Bennet | Dayton | Kinney | Raber | Tarbox |
| Bergen | Eaton | La Bau | Ray | Topliff |
| Bradstreet | Flach | Lefler | Reeve | Tower |
| Bristol | J. L. Flagge | Little | A. Richardson | Trainer |
| Brush | F. H. Flagge | Loughran | S. Richardson | Underwood |
| Burhans | Frear | Lounsbury | Rider | Wellington |
| D. Burns | Galvin | Mallison | Riley | Wells |
| P. Burns | Gifford | McKiever | Root | Wiley |
| Button | Guigon | Miller | Selkreg | Williams |
| Cameron | Halsey | Moran | Sherman | F. H. Woods |
| Campbell | Hartman | Nelson | Skeels | Younglove |
| Chism | Hasbrouck | Nicholson | Skillman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the Odd Fellows' Association, of the city of Buffalo,' passed March 28, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|-----------|---------------|-----------------|
| Ackert | G. Clark | Hasbrouck | Palmer | L. E. Smith |
| Allis | W. S. Clark | Hubbard | Parshall | Speaker |
| Babcock | Clausen | Humphrey | Pitts | Stannard |
| Balcom | Cornwall | Johnson | Prince | Stevens |
| Bamler | Daily | Jones | Quinn | Sullard |
| Bemus | Davis | Juliland | Raber | Sumner |
| Bennet | Dayton | Kiernan | Reeve | Tarbox |
| Bergen | Decker | La Bau | S. Richardson | Topliff |
| Bradstreet | Eaton | Lefler | Rider | Tower |
| Buel | J. L. Flagge | Lounsbury | Riley | Underwood |
| Burhans | F. H. Flagge | Mallison | Sargent | Van Valkenburgh |
| D. Burns | Frear | McKiever | Selkreg | Wellington |

| | | | | |
|----------|---------|-----------|----------|-------------|
| Button | Guigon | Miller | Sherman | Wells |
| Cameron | Halsey | Moran | Skeels | Williams |
| Campbell | Hartman | Nicholson | Skillman | F. H. Woods |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release the interest of the people of the State of New York to the heirs of William Harlan, deceased, and to enable them to take, hold, and to dispose of certain real estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------------|
| Ackert | W. S. Clark | Hasbrouck | Miller | Sargent |
| A. H. Andrew | Clausen | Hubbard | Moran | Selkreg |
| Babcock | Cook | Humphrey | Murphy | Sherman |
| Balcom | Cornwall | Irving | Nicholson | Skeels |
| Bamler | Daily | Jacobs | O'Reilly | Skillman |
| Bemus | Davis | Johnson | Palmer | C. L. Smith |
| Bennet | Dayton | Jones | Penfield | L. E. Smith |
| Bentley | Decker | Juliand | Pitts | Stannard |
| Bergen | Eaton | Keady | Prince | Stevens |
| Bradstreet | Flach | Kiernan | Purdy | Sumner |
| Bristol | J. L. Flag | Kinney | Quinn | Topliff |
| Brush | F. H. Flagge | La Bau | Raber | Tower |
| D. Burns | Frear | Lefler | Ranney | Trainer |
| P. Burns | Furman | Little | Ray | Van Valkenburgh |
| Button | Galvin | Loughran | Reeve | Weed |
| Cameron | Gifford | Lounsbury | A. Richardson | Wellington |
| Campbell | Halsey | Mallison | Riley | Wiley |
| Chapman | Hartman | McKiever | Rogers | F. H. Woods |
| G. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 115 of the Laws of 1865, entitled 'An act concerning the pilots of the channel of the East river, commonly called Hellgate,' passed April 15, 1847, as amended by act passed March 12, 1860, and again by act passed March 14, 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 92 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|------------|------------|---------|-----------|-------------|
| Ackert | Clausen | Howard | McKiever | Sherman |
| Babcock | Cook | Irving | Miller | C. L. Smith |
| Balcom | Cornwall | Jacobs | Moran | Stannard |
| Bemus | Daily | Johnson | Murphy | Stevens |
| Bentley | Davis | Jones | Nelson | Sullard |
| Bergen | Dayton | Juliand | Nicholson | Sumner |
| Bigelow | Eaton | Keady | O'Reilly | Tarbox |
| Bradstreet | Flach | Kiernan | Palmer | Topliff |
| Bristol | J. L. Flag | Kinney | Pitts | Trainer |

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Brush | F. H. Flagge | La Bau | Quinn | Underwood |
| D. Burns | Frear | Lasher | Raber | Van Valkenburgh |
| P. Burns | Furman | Lefler | Ranney | Weed |
| Button | Galvin | Little | S. Richardson | Wellington |
| Cameron | Gifford | Loughran | Rider | Wells |
| Campbell | Gleason | Lounsbury | Riley | Wiley |
| Chapman | Guigou | Mallison | Root | Williams |
| Chism | Halsey | Mann | Sargent | F. H. Woods |
| G. Clark | Hartman | Matthewson | Selkreg | Younglove |
| W. S. Clark | Hasbrouck | | | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|----------|---------------|---------|
| A. H. Andrew | Hubbard | Penfield | A. Richardson | Speaker |
| Burhans | Madden | Purdy | Skillman | Tower |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the commissioners of highways of the town of Fort Covington, to raise money to build a bridge," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Clausen | Julland | Parshall | C. L. Smith |
| A. H. Andrew | Cook | Keady | Pitts | L. E. Smith |
| Babcock | Cornwall | Kiernan | Prince | Speaker |
| Balcom | Daily | Kinney | Purdy | Stevens |
| Bamler | Davis | La Bau | Raber | Sullard |
| Bennet | Dayton | Lefler | Ranney | Sumner |
| Bergen | Eaton | Little | Ray | Tarbox |
| Bigelow | J. L. Flagge | Loughran | Reeve | Topliff |
| Bradstreet | F. H. Flagge | Lounsbury | S. Richardson | Trainer |
| Bristol | Frear | Mallison | Rider | Underwood |
| Buel | Furman | Mann | Riley | Weed |
| D. Burns | Gifford | Matthewson | Root | Wellington |
| P. Burns | Guigou | McKiever | Sargent | Wells |
| Button | Halsey | Miller | Selkreg | Wiley |
| Cameron | Howard | Nelson | Sherman | Williams |
| Chapman | Hubbard | Nicholson | Skeels | A. I. Wood |
| Chism | Humphrey | Palmer | Skillman | F. H. Woods |
| G. Clark | Jones | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Chateaugay Water Works Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|----------|
| Ackert | G. Clark | Howard | Nelson | Sherman |
| A. H. Andrew | W. S. Clark | Hubbard | Nicholson | Skeels |
| W. S. Andrews | Cook | Humphrey | Palmer | Skillman |
| Babcock | Cornwall | Jones | Parshall | Speaker |

| | | | | |
|------------|--------------|----------|---------------|------------|
| Balcom | Daily | Juliand | Pitts | Stevens |
| Bennet | Dayton | Keady | Prince | Sullard |
| Bentley | Eaton | Kinney | Purdy | Sumner |
| Bigelow | J. L. Flagg | La Bau | Raber | Tarbox |
| Bradstreet | F. H. Flagge | Lefler | Ranney | Topliff |
| Bristol | Frear | Little | Ray | Trainer |
| Brush | Furman | Loughran | A. Richardson | Underwood |
| D. Burns | Gleason | Madden | S. Richardson | Wellington |
| Button | Halsey | Mallison | Rider | Wiley |
| Cameron | Hartman | McKiever | Riley | Williams |
| Campbell | Hasbrouck | Miller | Selkreg | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing and directing the Canal Board to investigate the claim of Ann Mackintosh, of Buffalo, New York, for damages, &c," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

• { AYES 81 }
 { NOES 00 } •

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|------------|
| Ackert | G. Clark | Hasbrouck | Murphy | Stannard |
| A. H. Andrew | W. S. Clark | Hubbard | Nelson | Stevens |
| W. S. Andrews | Cook | Johnson | O'Reilly | Sullard |
| Babcock | Cornwall | Jones | Parshall | Sumner |
| Bamler | Daily | Keady | Pitts | Tarbox |
| Bemus | Dayton | Kiernan | Prince | Topliff |
| Bennet | Eaton | Kinney | Ranney | Tower |
| Bigelow | Flach | La Bau | Ray | Trainer |
| Bradstreet | J. L. Flagg | Lefler | A. Richardson | Underwood |
| Bristol | F. H. Flagge | Loughran | Rider | Weed |
| Brush | Frear | Lounsbury | Riley | Wellington |
| Buel | Furman | Mallison | Sherman | Wells |
| D. Burns | Gleason | Matthewson | Skeels | Wiley |
| Button | Guigon | McKiever | Skillman | Williams |
| Cameron | Halsey | Miller | C. L. Smith | A. I. Wood |
| Campbell | Hartman | Moran | L. E. Smith | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Johnson,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to provide for an additional Metropolitan fire commissioner, and to regulate and establish the pay of the members of the Metropolitan Fire department,' now ready for a third reading, be recommitted to the committee on the affairs of cities, with instructions to make the following amendment:

Insert the following: "The board of supervisors of the county of New York, are hereby authorized and empowered to investigate the claims of members of the Metropolitan Fire department, for services rendered as firemen or employees of said department, between the 15th day of August, 1865, and the 1st day of January, 1868, and to audit or allow such claim or claims as may be found justly due to any such person so acting and doing duty as a fireman or employee of said department, and report the result of their investigations, audits and allowances, with the name of each person to whom an allowance shall be made, to the comp-

troller of the city and county of New York, and said comptroller is hereby authorized and directed to borrow on the faith and credit of said county, a sum not exceeding fifty thousand dollars, and to issue the bonds of said county in the usual form for the money so borrowed, and from such sum so borrowed, to pay the sum or sums that may be audited and allowed as aforesaid, and the board of supervisors of the county of New York are hereby authorized and required to order, and cause to be raised by tax upon the property of said county, and insert in the next annual tax levy such sum or sums as may be required to pay and redeem the bonds issued as above directed, not to exceed the sum of fifty thousand dollars."

Amend the title by adding thereto the following: "and to provide for payment to members and employees of the Metropolitan Fire department for services rendered between the 15th day of August, 1865, and July 1st, 1868."

The bill entitled "An act for the relief of the heirs and representatives of Jeremiah McCarty, deceased," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 7 }

Those who voted in the affirmative were

| | | | | |
|------------|-------------|-----------|-------------|-----------------|
| Ackert | W. S. Clark | Hartman | Parshall | Speaker |
| Babcock | Clausen | Howard | Penfield | Stannard |
| Bamler | Cook | Humphrey | Pitts | Starr |
| Bemus | Daily | Johnson | Place | Sumner |
| Bentley | Davis | Juliland | Raber | Topliff |
| Bergen | Dayton | Keady | Ranney | Trainer |
| Bigelow | Eaton | Kiernan | Reeve | Underwood |
| Bradstreet | Flach | Kinney | Rider | Van Valkenburgh |
| Brush | J. L. Flagg | Lasher | Riley | Weed |
| Buel | F. H. Flagg | Lefler | Root | Wellington |
| D. Burns | Frear | Loughran | Sargent | Wells |
| P. Burns | Furman | Lounsbury | Sherman | Wiley |
| Campbell | Galvin | Mallison | Skeels | A. I. Wood |
| Chapman | Gleason | Mann | Skillman | F. H. Woods |
| Chism | Guigou | Miller | C. L. Smith | Younglove |

Those who voted in the negative, were

| | | | | |
|---------|----------|----------|---------|--------|
| Bennet | Cameron | Cornwall | Sullard | Tarbox |
| Burhans | G. Clark | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate a seminary of education, under the name of the Clifton Springs Female Seminary," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|-----------|-----------|----------|
| Ackert | Cameron | Hasbrouck | Nelson | Skeels |
| A. H. Andrew | Campbell | Hubbard | Nicholson | Skillman |

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| W. S. Andrews | G. Clark | Johnson | Palmer | L. E. Smith |
| Babcock | W. S. Clark | Jones | Parshall | Stevens |
| Balcom | Cornwall | Juliland | Pitts | Sullard |
| Bemus | Daily | Keady | Prince | Sumner |
| Bennet | Dayton | Kiernan | Purdy | Tarbox |
| Bergen | Eaton | Kinney | Raber | Topliff |
| Bigelow | Flach | La Bau | Ranney | Tower |
| Bradstreet | J. L. Flagge | Lefler | Ray | Trainer |
| Bristol | F. H. Flagge | Loughran | A. Richardson | Underwood |
| Brush | Frear | Lounsbury | S. Richardson | Wellington |
| Burhans | Furman | Mallison | Riley | Williams |
| D. Burns | Gifford | Mann | Rogers | A. I. Woods |
| P. Burns | Halsey | McKiever | Selkreg | Younglove |
| Button | Hartman | Miller | Sherman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to limit and define the powers and privileges of the Eureka Basin Warehouse and Manufacturing Company of Long Island," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | Cook | Humphrey | O'Reilley | Skillman |
| Babcock | Cornwall | Jacobs | Palmer | C. L. Smith |
| Balcom | Daily | Jones | Pitts | L. E. Smith |
| Bemus | Davis | Juliland | Prince | Speaker |
| Bennet | Dayton | Keady | Purdy | Stevens |
| Bradstreet | Eaton | Kiernan | Quinn | Sullard |
| Bristol | Flach | Kinney | Raber | Tarbox |
| Buel | J. L. Flagge | La Bau | Ranney | Topliff |
| D. Burns | F. H. Flagge | Lefler | Reeve | Torrey |
| P. Burns | Frear | Lounsbury | A. Richardson | Tower |
| Button | Furman | Madden | S. Richardson | Trainer |
| Campbell | Galvin | Mallison | Rider | Underwood |
| Chapman | Halsey | Matthewson | Root | Van Valkenb'rgh |
| Chism | Hartman | McKiever | Sargent | Wellington |
| G. Clark | Hasbrouck | Miller | Sherman | F. H. Woods |
| W. S. Clark | Hubbard | Nelson | Skeels | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Columbia Yacht Club," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|---------------|-------------|
| Ackert | Chapman | Hartman | Nelson | C. L. Smith |
| A. H. Andrew | G. Clark | Hubbard | Palmer | L. E. Smith |
| W. S. Andrews | W. S. Clark | Humphrey | Pitts | Speaker |
| Babcock | Clausen | Irving | Prince | Stannard |
| Balcom | Cornwall | Juliland | Ranney | Stevens |
| Bamler | Daily | Keady | Reeve | Sullard |
| Bemus | Dayton | Kinney | A. Richardson | Sumner |

| | | | | |
|------------|--------------|------------|---------------|----------------|
| Bennet | Eaton | La Ban | S. Richardson | Tarbox |
| Bergen | Flach | Lefler | Rider | Topliff |
| Bradstreet | J. L. Flagg | Loughran | Riley | Trainer |
| Brush | F. H. Flagge | Mallison | Root | Underwood |
| Buel | Frear | Mann | Selkreg | Van Valkenb'rg |
| D. Burns | Galvin | Matthewson | Sherman | Weed |
| P. Burns | Guigou | McKiever | Skeels | Wellington |
| Button | Halsey | Murphy | Skillman | F. H. Woods |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 507 of the Laws of 1863, entitled 'An act to authorize the formation of a railroad company, commencing at the city line in the city of Brooklyn, in the county of Kings, to any part of the village of Jamaica, in the county of Queens, and to purchase the franchise of the Brooklyn and Jamaica Turnpike Company,' passed May 7, 1863," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 19 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|------------|-------------|
| Ackert | Cameron | Furman | Matthewson | Selkreg |
| A. H. Andrew | Chapman | Gleason | McKiever | Sherman |
| Babcock | G. Clark | Halsey | Miller | C. L. Smith |
| Balcom | W. S. Clark | Hartman | Murphy | Speaker |
| Bamler | Clausen | Humphrey | Nelson | Stevens |
| Bemus | Cornwall | Johnson | Parshall | Sullard |
| Bennet | Daily | Jones | Pitts | Topliff |
| Bergen | Davis | Juliland | Pond | Tower |
| Bradstreet | Dayton | Kinney | Prince | Trainer |
| Bristol | Eaton | La Bau | Ranney | Wellington |
| Brush | Flach | Lasher | Rider | Wells |
| Buel | J. L. Flagg | Lefler | Riley | Wiley |
| D. Burns | F. H. Flagge | Mallison | Root | F. H. Woods |
| P. Burns | Frear | Mann | Sargent | Younglove |
| Button | | | | |

Those who voted in the negative, were

| | | | | |
|----------|-----------|----------|---------------|-----------|
| Bentley | Hasbrouck | Loughran | S. Richardson | Underwood |
| Campbell | Hubbard | O'Reilly | Skillman | Wendover |
| Galvin | Keady | Palmer | L. E. Smith | Williams |
| Guigou | Kiernan | Quinn | Tarbox | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend subdivision 2 of section 5, and sections 8 and 19 of chapter 364 of Laws of 1864, entitled 'An act to incorporate the Society for the Protection of Destitute Roman Catholic Children at the city of Buffalo,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|----------|--------|---------|
| Ackert | Chism | Hubbard | Miller | Sherman |
| A. H. Andrew | G. Clark | Humphrey | Murphy | Skeels |

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| W. S. Andrews | W. S. Clark | Irving | Nicholson | Skillman |
| Babcock | Cook | Jacobs | O'Reilly | C. L. Smith |
| Balcom | Cornwall | Jones | Place | L. E. Smith |
| Bamler | Daily | Juliland | Pond | Speaker |
| Bemus | Dayton | Keady | Prince | Stevens |
| Bergen | Eaton | Kiernan | Quinn | Sullard |
| Bradstreet | J. L. Flagg | Kinney | Raber | Topliff |
| Bristol | F. H. Flagge | Lefler | Ray | Tower |
| Brush | Frear | Loughran | A. Richardson | Trainer |
| D. Burns | Furman | Madden | S. Richardson | Underwood |
| P. Burns | Halsey | Mallison | Riley | Wellington |
| Button | Hartman | Matthewson | Sargent | Wells |
| Cameron | Hasbrouck | McKiever | Selkreg | Williams |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The hour of 12 o'clock having arrived, Mr. Speaker announced the special order being the consideration in committee of the whole of the Senate bill entitled "An act to incorporate the New York City Central Underground Railway Company, and to authorize the said company to construct and operate a certain underground railway in the city of New York."

By unanimous consent, on motion of Mr. W. S. Clark, the bill entitled "An act to encourage and aid in the construction of railroads in this State, to provide the means therefor, and to prescribe the manner in which the same shall be expended," was committed to the same committee of the whole.

The House then resolved itself into a committee of the whole on said bills; and after some time spent therein, Mr. Bristol, from said committee, reported progress on said first mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Jacobs moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered to a third reading.

After debate,

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Bristol, from said committee, also reported progress on said last mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Prince moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered engrossed and to a third reading, and on that motion moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Prince, and it was determined in the negative.

{ AYES 52 }
{ NOES 62 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Allis | W. S. Clark | Irving | Parshall | Sullard |
| A. H. Andrew | Cook | Jones | Place | Sumner |
| Balcom | Daily | Juliland | Pond | Tower |
| Bamler | Dayton | Kinney | Prince | Underwood |
| Bennet | Eaton | Lasher | Raber | Van Valkenburgh |
| Bentley | Flach | Lefler | A. Richardson | Weed |
| Bristol | Frear | Lounsbury | Rider | Wellington |

| | | | | |
|----------|-----------|-----------|---------|-------------|
| Buel | Furman | Murphy | Root | Wendover |
| Burhans | Guigou | Nelson | Sargent | Wiley |
| P. Burns | Hasbrouck | O'Reilley | Starr | F. H. Woods |
| Button | Hubbard | | | |

Those who voted in the negative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Clausen | Johnson | Nicholson | L. E. Smith |
| W. S. Andrews | Cornwall | Keady | Penfield | Speaker |
| Bemus | Davis | Kiernan | Quinn | Stannard |
| Bergen | Decker | La Bau | Ranney | Stevens |
| Bigelow | J. L. Flagge | Little | Ray | Tarbox |
| Bradstreet | F. H. Flagge | Loughran | S. Richardson | Topliff |
| Brush | Galvin | Madden | Riley | Torrey |
| D. Burns | Gleason | Mallison | Selkreg | Trainer |
| Cameron | Halsey | Mann | Sherman | Wells |
| Campbell | Hartman | Matthewson | Skeels | Williams |
| Chapman | Howard | McKiever | Skillman | A. I. Wood |
| Chism | Humphrey | Miller | C. L. Smith | Younglove |
| G. Clark | Jacobs | | | |

Mr. Speaker then put the question whether the House would grant leave to sit again, and it was determined in the affirmative.

Mr. Jacobs moved that the Senate bill entitled "An act to incorporate the New York City Central Underground Railway Company, and to authorize the said company to construct and operate a certain underground railway in the city of New York," now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was being read a third time, when Mr. Younglove moved to recommit the same to the committee on railroads, with instructions to amend section 4, by striking out all after the words "Third avenue," in the 35th line, down to and inclusive of the word "river," in the 39th line thereof, and the word "direct," in line 44.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 107 }
{ NOES 8 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Moran | Skeels |
| Allis | Clausen | Irving | Murphy | Skillman |
| A. H. Andrew | Cook | Jacobs | Nelson | C. L. Smith |
| W. S. Andrews | Cornwall | Johnson | Nicholson | Speaker |
| Balcom | Daily | Jones | O'Reilley | Starr |
| Bamler | Davis | Juliland | Parshall | Stevens |
| Bemus | Dayton | Keady | Penfield | Sullard |
| Bennet | Decker | Kiernan | Pitts | Sumner |
| Bentley | Eaton | Kinney | Place | Topliff |
| Bergen | Flach | La Bau | Pond | Torrey |
| Bradstreet | J. L. Flagge | Lasher | Purdy | Tower |
| Bristol | F. H. Flagge | Lefler | Quinn | Trainer |
| Brush | Frear | Little | Raber | Underwood |
| Buel | Furman | Loughran | Ranney | Van Valkenburgh |
| Burhans | Galvin | Lounsbury | Reeve | Weed |
| D. Burns | Gleason | Madden | A. Richardson | Wellington |
| P. Burns | Guigou | Mallison | Rider | Wells |
| Button | Halsey | Mann | Riley | Wiley |

Campbell
Chapman
Chism
G. Clark

Hartman
Hasbrouck
Howard
Hubbard

Matthewson
McKiever
Miller

Root
Sargent
Sherman

Williams
A. I. Wood
F. H. Woods

Those who voted in the negative, were

Bigelow
Cameron

Ray
S. Richardson

Selkreg
Tarbox

Wendover

Younglove

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent,

Mr. Speaker presented a petition from the First division, National Guard, State of New York, asking that a suitable parade ground be set apart in the Central Park, in the city of New York, which was read and referred to the committee on the affairs of cities.

Mr. Trainer called for the consideration of the report of the sub-committee of the whole, reporting complete the bills entitled as follows:

"An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh-water fish,' passed May 13, 1867." (With amendments.)

"An act to authorize the commissioners of highways of the town of Brighton, to acquire the right of way for such portions of the river road in said town, as have been wholly or partially destroyed, through any adjacent orchards or sites of fruit trees, by an assessment of damages to the owners in the same manner as in other cases." (With an amendment.)

"An act relative to summary proceedings to recover the possession of land." (With amendments.)

Senate bill, "An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867."

"An act to amend an act for the preservation of the public health, passed April 10, 1850, and to repeal chapter 169 of the Laws of 1854 amendatory thereof."

"An act to amend an act entitled 'An act to amend the act entitled An act to incorporate the city of Troy,' passed March 29, 1822."

"An act to incorporate the St. Francis Monastery of the city of Brooklyn."

"An act to amend the act entitled 'An act to authorize Edwin C. Bowen to establish and maintain a ferry across the Cayuga lake at Union Springs,' passed April 23, 1867."

"An act to incorporate the Mutual Protection Hook, Ladder and Bucket Company, No. 1, of Hicksville, in the town of Oyster Bay, Queens county."

"An act to make the office of supervisor of Erie county a salaried office, and to regulate the salaries of clerk and sergeant-at-arms of said board of supervisors of Erie county."

"An act supplementary to an act passed April 19, 1867, to provide for rebuilding a bridge in the town of Lorraine, Jefferson county, and for raising money by tax for that purpose upon the town of Lorraine, in said county."

"An act to amend an act entitled 'An act to amend an act entitled An act in relation to the fees of the clerk of the county of Kings,' passed May 12, 1865, passed March 23, 1867."

"An act to incorporate the German Benevolent Society of Staten Island."

"An act to vest certain real estate belonging to the State, in the town of Marlborough, Ulster county, and to establish a public highway."

Senate bill, "An act to authorize the making and opening of a road or

avenue in the towns of White Plains, Harrison and Rye, in the county of Westchester, to be known as, and called, Westchester avenue."

"An act to confirm and render valid the official and corporate acts of the Northwestern Dispensary in the city of New York."

Senate bill, "An act to provide for the drainage of the low lands in the southeast part of the town of Cambria, in the county of Niagara."

"An act to change the corporate name of the First Congregational Society of Augusta and Gorham, to the First Congregational Church and Society of Rushville."

"An act releasing the interest of the people of the State of New York, in certain real estate, to Matthias McMahon."

"An act to amend an act entitled 'An act to incorporate the village of Cambridge,' passed April 16, 1866."

"An act to amend an act entitled 'An authorizing the repairing and improving of Fulton avenue, from Fulton street to Bedford avenue, in the city of Brooklyn, and of Livingston street, from Clinton street to Flatbush avenue, in the city of Brooklyn, and Hanson place, from Oxford street to Flatbush avenue, and for the assessment and collection of the cost thereof,' passed May 13, 1867."

"An act relative to the justices of the justices' court in and for the city of Troy."

"An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference."

"An act to incorporate Lafayette Fire Engine Company, No. 1, of South Rondout, in the town of Esopus and county of Ulster."

"An act to repeal chapter 270 of the Laws of 1867, entitled 'An act to amend an act entitled An act to amend the Revised Statutes in relation to laying out public roads, and the alteration thereof, in the towns of North Castle, Bedford and Lewisborough, in the county of Westchester,' passed April 12, 1859."

"An act to legalize the acts and proceedings of Abraham Davids, as justice of the peace of the town of Parish, county of Oswego."

"An act empowering judges and justices of courts in the city of New York, to take acknowledgments of deeds and other instruments for records."

"An act to amend an act entitled 'An act to prevent frauds in the sale of tickets to passengers upon railroads, steamboats and steamships,' passed April 15, 1857."

"An act to provide for taxing dogs, and for the collection of such tax, and to create a fund to pay for injuries upon sheep occasioned by dogs, in the county of Columbia."

"An act to facilitate the construction of the Buffalo and Washington railway, and to authorize towns to subscribe to the capital stock thereof."

Senate bill, "An act to release the interest of the people of the State of New York in and to certain lands in the city of Buffalo, to Peter Gowans."

"An act to change the number of Accord Lodge, No. 421, Independent Order Odd Fellows, incorporated under chapter 852, Laws of 1867, to Accord Lodge, No. 160."

"An act to revive an act entitled 'An act respecting the appropriation of the waters of the Black river for the use of the Black River canal and the Erie canal feeder,' passed April 3, 1857, so far as the same may apply to the claims of George Smith and the heirs of William Smith."

"An act authorizing the supervisors of the several counties in the Second Judicial district, not including the county of Kings, to appro-

priate and pay compensation to justices of the Supreme Court, and to stenographers for said court."

Senate bill, "An act to so amend section 1 of title 1 of the act to amend and consolidate the several acts in relation to the charter of the village of Penn Yan, as to include within the corporate limits of said village the new addition to the cemetery of said village."

"An act to amend an act passed April 22, 1867, entitled 'An act to amend an act passed February 11, 1860, entitled An act in relation to the cutting of ice in the Hudson river, providing additional safeguards for travelers and teams and conferring jurisdiction over offences mentioned in said act.'"

Senate bill, "An act for the relief of certain religious societies in the city and county of New York, and in the counties of Kings and Westchester."

"An act to incorporate the Peekskill Water Works Company."

"An act to incorporate the Exempt Hose Company of the city of Auburn."

"An act to legalize the elections of trustees and other officers of the village of Cary, Genesee county."

"An act to amend the charter of Saratoga Springs, passed March 26, 1866, and for the purpose of securing a supply of pure and wholesome water for the use of said village."

"An act to repeal an act entitled 'An act to provide for the erection of a town hall in the town of Watervliet, in the county of Albany,' passed May 9, 1867."

"An act to authorize certain towns in the counties of Livingston, Allegany and Steuben, to issue bonds and take stock in the Erie and Genesee Valley Railroad Company." (With amendments.)

"An act to authorize the magistrates in the city of New York to commit orphans and friendless children to the care of the society known as the Shepherd's Fold of the Protestant Episcopal Church, in the State of New York."

"An act to provide for laying out, opening and grading a public road or highway in the town of Flushing, Queens county."

"An act to authorize the town of Manlius, Onondaga county, to appropriate money for the erection of a monument to the memory of soldiers killed in the late war." (With an amendment.)

"An act to regulate a road in the town of Palatine, Montgomery county."

"An act to authorize the formation of independent hose companies in the city of Oswego."

"An act to amend section 3 of an act entitled 'An act to consolidate common school districts, Nos. 3, 4 and 5, in the village of Huntington, Suffolk county,' passed April 13, 1857."

Senate bill, "An act to authorize the Commissioners of the Land Office to sell certain real estate, escheated to the State, in the town of Jerusalem, Yates county."

Senate bill, "An act to authorize Peekskill Iron Company to construct a bridge over Peekskill creek, in the town of Cortlandt, Westchester county,"

"An act to extend Lorimer street in the city of Brooklyn."

"An act to release the interest of the people of the State of New York in certain real estate in Columbia county, to Arthur Owens."

Senate bill, "An act relative to Horace L. Barnes, a justice of the in the county of Chenago, designated to hold courts of sessions in said county, at the general election held in November, 1867."

Which report was agreed to, and said bills severally ordered engrossed and to a third reading.

Mr. Johnson, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to provide for the widening of West street, in the city of New York, on the westerly side thereof, from Battery place to Hammond street," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Jones, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act to open and improve Maspeth avenue, in the city of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act to amend the Metropolitan Police law, concerning the police life insurance fund," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Riley, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to constitute a separate road district in the towns of Fairfield, Manheim and Little Falls, Herkimer county," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was referred the bill entitled "An act to authorize the construction and maintaining of a free bridge over the Susquehanna river at Afton, in Chenango county," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the National Savings Bank in the city of Albany," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. O'Reilley, from the committee on the petitions of aliens, to which was recommitted the Senate bill entitled "An act to release the title and interest of the people of the State of New York in and to certain real estate, to Thomas Jackson, Robert Vose and William Vose," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. O'Reilley, from the committee on the petitions of aliens, to which was recommitted the Senate bill entitled "An act to release and convey to Isabella Jackson, the interest of the people of the State of New York in certain real estate," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. O'Reilly, from the committee on the petitions of aliens, to which was recommitted the Senate bill entitled "An act to release the interest of the State to certain lands of which William Watt died seized and possessed, to Mrs. Mary Watts, his widow," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. O'Reilley, from the committee on the petitions of aliens, to which was recommitted the Senate bill entitled "An act for the relief of Charlotte Dalton, widow," with power to report complete at any time, reported

the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. O'Reilley, from the committee on the petitions of aliens, to which was recommitted the Senate bill entitled "An act releasing the interest of the State in certain lands and premises owned by Anthony Bollerman, Carl Bollerman, or Joseph Bollerman, and authorizing their heirs at law to hold and convey the same," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Murphy, from the committee on the affairs of cities, to which was recommitted the bill entitled "An act to incorporate the New York Dramatic Union of the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the bill entitled "An act to authorize the street commissioners of the city of New York to make a contract for the filling of certain sunken lots on southern side of Manhattan street, east and west of Tenth avenue," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Bristol, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act in aid of the construction of the Newsboys' Lodging House of the Children's Aid Society of the city of New York, and for the relief thereof," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to authorize the Erie and New England Railroad Company to establish and maintain a steamboat ferry on the Hudson river, at some point between Stony Point and Fort Montgomery on said river," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Humphrey, from the committee on public health, to which was referred the bill entitled "An act to incorporate the Orthopædic Dispensary in the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Humphrey, from the committee on public health, to which was referred the Senate bill entitled "An act to incorporate the Brooklyn Eye and Ear Hospital," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to repeal chapter 380 of Laws of 1859, entitled 'An act for ascertaining by proper proofs, the citizens who shall be entitled to the right of suffrage, chapter 740 of Laws of 1865, entitled 'An act to ascertain by proper proofs, &c., and chapter 812 of Laws of 1866, entitled 'An act amendatory of, and supplementary to chapter 740 of Laws of 1865, and to define the qualifications and requirements to entitle citizens to the right of suffrage, and to fix the disabilities and privileges of electors," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was

referred the bill entitled "An act to amend an act entitled 'An act to amend an act to authorize the county judges of the several counties of this State, to appoint a crier of the courts of record to be held in and for said counties,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to amend section 28, article 3, title 3, chapter 7, part 3 of the Revised Statutes, relative to judicial proceedings had in foreign countries," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Quinn, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act to secure the payment of mechanics, laborers and persons furnishing materials towards the erection, altering or repairing of buildings in the city of New York,' passed May 5, 1863," with power to report complete, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to authorize the board of town officers to appoint an additional justice of the peace in the town of Albion, Oswego county," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to amend an act entitled 'An act for the correction of assessments and equalization of taxes, being chapter 453 of the Laws of 1855,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to enable the town of Delhi, Delaware county, to aid in the construction of a court house in said town," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lasher, from the committee on canals, to which was referred the Senate bill entitled "An act to authorize the Canal Appraisers to appraise damages to the owners of property on the Skaneateles outlet," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Furman, from the committee on public education, to which was referred the bill entitled "An act to amend an act entitled 'An act to consolidate the several school districts within the corporate limits of the village of Saratoga Springs, and to establish a free union school or schools therein,' passed April 12, 1867," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Furman, from the committee on public education, to which was recommended the bill entitled "An act to enable Conrad Popenhusen to found an institution in the village of College Point," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Younglove moved that the House take recess until 3½ o'clock P. M.

Mr. Murphy moved to amend by inserting "7½" for "8½."

Mr. W. S. Andrews moved to amend the amendment by striking out "7½," and inserting "4."

Mr. Speaker put the question whether the House would agree to said amendment of Mr. W. S. Andrews, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said amendment of Mr. Murphy, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Younglove, as amended, and it was determined in the affirmative.

Thereupon, the House took a recess until 7½ o'clock p. m.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bills entitled as follows:

"An act to amend chapter 802 of the Laws of 1867, and chapter 874 of the Laws of 1866, in relation to the trust and deposit fund of the county of Onondaga."

"An act to establish an eighth ward in the city of Utica."

"An act to amend the act entitled 'An act for a free bridge over the Mohawk river,' passed April 6, 1859, and an act supplementary thereto, passed April 8, 1867."

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act for the relief of Wyllis Barber."

"An act to authorize the board of education of union school district, No. 1, in the town of Westfield, Chautauqua county, to borrow money."

"An act to incorporate the East Clarkson cemetery."

"An act to amend section 1 of chapter 537 of Laws of 1866, entitled 'An act authorizing the changing the course of the creek running through the village of Westville, in the county of Otsego.'"

"An act to amend an act entitled 'An act to suppress intemperance and to regulate the sale of intoxicating liquors in the county of Dutchess,' passed April 17, 1867."

"An act authorizing the levying of an annual tax upon the lot owners in the Lyons Rural cemetery for the improvement thereof."

"An act to amend the charter of the North River Savings Bank, in the city of New York."

"An act to incorporate the trustees of the Synod of Albany."

"An act for the improvement of the navigation of the De Grasse river."

"An act to enable Henry Smith, of the town of Guilderland, Albany county, to set apart a plot of ground for a family grave-yard, and to secure the same forever from sale for taxes, and from alienation by deed or otherwise."

"An act to incorporate the Schenectady Astronomical Observatory."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to amend an act entitled 'An act in relation to the offices of recorder, assessor, chamberlain and city attorney of the city of Troy,' passed April 19, 1867," with a message informing that they recede from their amendments thereto, and have concurred in the passage of the same, without amendments.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to incorporate the village of Cambridge,' passed April 10, 1867," with a message informing that they concur in the passage of said bill as amended.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled as follows:

"An act to amend an act entitled 'An act to incorporate the Cohoes Savings Bank,' passed April 11, 1851."

Ordered, That the Clerk deliver said bill to the Governor.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act to amend an act entitled 'An act to extend the charter and increase the capital stock of the Oswego Bridge Company,' passed April 16, 1866."

"An act to constitute a separate road district in the town of Palatine, in the county of Montgomery."

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill entitled "An act to authorize and require the Comptroller of the State to settle with the treasurer of the county of Franklin in relation to certain non-resident taxes," with a message informing that they had passed the same, with the following amendments:

Section 1, line 15, engrossed bill, after the word "account," insert the words "or having been paid into the State Treasury by said county treasurer."

Same section, line 17, after the word "paid," insert the words "or credited."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Askert | Campbell | Hasbrouck | Palmer | L. E. Smith |
| A. H. Andrew | Chapman | Hubbard | Penfield | Speaker |
| W. S. Andrews | G. Clark | Humphrey | Pond | Stannard |
| Babcock | Cook | Irving | Prince | Starr |
| Balcom | Cornwall | Johnson | Purdy | Sumner |
| Bamler | Daily | Juland | Quinn | Tarbox |
| Bemus | Davis | Keady | Raber | Topliff |
| Bentley | Dayton | Kiernan | Ranney | Tower |
| Bergen | Eaton | Kinney | Ray | Trainer |
| Bigelow | Farley | Mann | Reeve | Underwood |
| Bradstreet | Flach | Matthewson | A. Richardson | Van Valkenb'rgh |
| Bristol | F. H. Flagge | McKlever | Rider | Weed |
| Brush | Frear | Miller | Riley | Wells |
| Buel | Galvin | Murphy | Root | Wiley |
| Burbans | Gifford | Nelson | Sherman | Williams |
| D. Burns | Guigou | Nicholson | Skeels | A. I. Wood |
| Button | Halsey | O'Reilly | Skillman | F. H. Woods |
| Cameron | Hartman | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act in relation to Franklin avenue, in the town of West Farms, in the county of Westchester," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to repeal the charter of the Bellvale Turnpike Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to incorporate the Park Savings Bank of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to incorporate the Fire Proof Warehousing Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to authorize the formation of loan, guarantee and warehousing companies," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to incorporate the Evangelical Lutheran Synod of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on charitable and religious societies.

By unanimous consent, on motion of Mr. Bennet,

Resolved, That the committee on roads and bridges be empowered to report complete at any time, the Senate bill entitled "An act authorizing the construction of a free bridge over the Susquehanna river, at Binghamton."

By unanimous consent, on motion of Mr. Selkreg,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act for the removal of obstructions from the outlet of the Cayuga lake and the channel of Seneca river,' passed April 13, 1858, and an act to amend the same, passed April 23, 1862," be recommitted to the committee on canals, with power to report complete at any time.

Mr. Bristol, from the committee on the affairs of cities, to which was referred the bill entitled "An act to enable the board of supervisors of the county of New York, to raise money by tax for certain county purposes," reported in favor of the passage of the same, with amendments, the title amended so as to read "An act relative to the county of New York, to provide for the support and uses of the county government by tax, and to improve its property, increase its revenues, and to regulate its officers and expenditures;" which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Topliff,

Resolved, That the Senate bill entitled "An act to authorize the supervisors of Cattaraugus county to hear and determine certain claims of citizens of said county, and to provide for the payment of the same," be recommitted to the committee on the internal affairs of towns and counties, to report complete at any time.

By unanimous consent, on motion of Mr. Murphy,

Resolved, That the bill entitled "An act to afford the same facilities to passengers or property transported by steamboat on the Hudson river, as is afforded by railroad," be recommitted to the committee on commerce and navigation, with power to report complete.

By unanimous consent, on motion of Mr. Eaton,

Resolved, That the Senate bill entitled "An act authorizing the city of Syracuse to loan its credit in aid of the Syracuse Northern railroad," and the Senate bill entitled "An act to authorize towns in the counties

of Onondaga, Oswego and Jefferson, to issue bonds in aid of the Syracuse Northern railroad," be recommitted to the committee on railroads, with power to report complete at any time.

By unanimous consent, on motion of Mr. Place,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to organize and establish a recorder's court in the city of Oswego,' passed March 26, 1849, and the acts amendatory thereof," be referred to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. J. L. Flagg,

Resolved, That the bill entitled "An act to provide payment to the Seventh regiment, National Guard, of the annual appropriation due under section 183 of the Military Code, for the years 1862, '63, '64 and '65," be recommitted to the committee on ways and means, with power to report complete at any time.

By unanimous consent, on motion of Mr. A. Richardson,

Resolved, That the bill entitled "An act for the relief of the Central Plankroad Company, situated in the county of Oswego," be recommitted to the committee on roads and bridges, with power to report complete at any time.

By unanimous consent, on motion of Mr. Loughran,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the village of Coxsackie,' passed April 5, 1867," be recommitted to the committee on the affairs of villages, with power to report complete at any time.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the bill entitled "An act to authorize the ditching, draining, sewerage and filling in of lands in the village of Edgewater and of the town of Southfield," and that it be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

By unanimous consent, on motion of Mr. Decker,

Resolved, That the bill entitled "An act to extend the time for the collection of taxes in Richmond county," be recommitted to the committee on the internal affairs of towns and counties, to report complete at any time.

By unanimous consent, on motion of Mr. Decker,

Resolved, That the bill entitled "An act to authorize the Port Richmond and Bergen Point Ferry Company to hold real estate, to increase its capital stock, and to fix rates of ferriage, and to increase its number of directors, and for other purposes," be recommitted to the committee on commerce and navigation, to report complete at any time.

By unanimous consent,

Mr. Irving, from the committee on railroads, to which was referred the bill entitled "An act to incorporate the East and North River Railroad Company, and to authorize the construction and use of a railroad in certain streets and avenues in the city of New York, and to regulate the same," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Irving, from the committee on railroads, to which was referred the bill entitled "An act to compel the Grand Street and Newtown Railroad Company to convey passengers to and from the terminus of its road without change of cars, and without unnecessary delays along said route," with power to report complete, reported the same complete;

which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent,

Mr. Irving, from the committee on railroads, to which was referred the bill entitled "An act the more effectually to prevent the liability of accidents to, and for the better information of travelers upon railway passenger cars in the State of New York," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent,

Mr. Irving, from the committee on railroads, to which was referred the bill entitled "An act to authorize a change of route of a certain railroad in Bergen street, Brooklyn, and for other purposes," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Raber,

Resolved, That the Senate bill entitled "An act authorizing the repaving and improving of Union street, from Columbia street to Gowanus canal in the city of Brooklyn, and for the assessment and collection of the cost thereof, and changing the name of Bergen place to Union street," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

Mr. J. L. Flagg, from the committee on ways and means, to which was referred the bill entitled "An act for the better protection of the mechanics of this State, by regulating the use of convict labor in the several State prisons," with power to report complete, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. J. L. Flagg, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 66 }
{ NOES 22 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|----------|-------------|
| Ackert | Chism | Hartman | Moran | Root |
| A. H. Andrew | W. S. Clark | Humphrey | Murphy | Selkreg |
| W. S. Andrews | Clausen | Irving | Nelson | Sherman |
| Bamler | Cornwall | Jacobs | O'Reilly | Skeels |
| Bemus | Eaton | Johnson | Parshall | Skillman |
| Bentley | Flach | Kiernan | Penfield | Speaker |
| Bergen | J. L. Flagg | La Bau | Place | Sumner |
| Bigelow | F. H. Flagg | Lefler | Pond | Underwood |
| Bristol | Galvin | Little | Purdy | Weed |
| Buel | Gifford | Loughran | Quinn | Wellington |
| D. Burns | Gleason | Mann | Raber | Wiley |
| P. Burns | Gulgou | Matthewson | Ranney | F. H. Woods |
| Campbell | Halsey | McKiever | Riley | Younglove |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|---------|-----------|---------------|-------------|---------|
| Babcock | Davis | Palmer | Rider | Tarbox |
| Balcom | Farley | Ray | Sargent | Topliff |
| Bennet | Hasbrouck | A. Richardson | L. E. Smith | Torrey |
| Cameron | Julland | S. Richardson | Sullard | Wells |
| Daily | Miller | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. F. H. Woods presented three petitions relative to the employment of convict labor, which were committed to the committee of the whole.

By unanimous consent,

Mr. Keady introduced a bill entitled "An act to amend an act entitled 'An act to incorporate the South Brooklyn Savings Institution,'" which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

Mr. Johnson, from the committee on the affairs of cities, to which was recommended the bill entitled "An act to amend an act entitled 'An act to provide for an additional Metropolitan fire commissioner, and to regulate and establish the pay of the members of the Metropolitan Fire department, and to provide for payment to members and employees of the Metropolitan Fire department, for services rendered between 15th of August, 1865, and 1st day of January, 1868,'" with instructions to make certain amendments, reported that they had made said amendments.

By unanimous consent, on motion of Mr. Johnson, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 70 }
{ NOES 34 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|-----------|-------------|
| W. S. Andrews | Chapman | Hartman | McKiever | Sherman |
| Bamler | Chism | Hasbrouck | Moran | Skillman |
| Bennet | W. S. Clark | Hubbard | Murphy | Speaker |
| Bentley | Cook | Irving | Nelson | Stannard |
| Bergen | Cornwall | Jacobs | Nicholson | Starr |
| Bigelow | Davis | Johnson | O'Reilly | Sullard |
| Brush | Flach | Kiernan | Pond | Sumner |
| Buel | J. L. Flagge | Kinney | Purdy | Tarbox |
| Burhans | F. H. Flagge | Lefler | Quinn | Topliff |
| D. Burns | Frear | Little | Raber | Tower |
| P. Burns | Galvin | Loughran | Ray | Underwood |
| Button | Gifford | Lounsbury | Reeve | Wellington |
| Cameron | Gleason | Madden | Riley | Wiley |
| Campbell | Guigou | Matthewson | Root | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|--------------|---------|----------|---------------|------------|
| Ackert | Dally | Lasher | A. Richardson | Torrey |
| A. H. Andrew | Eaton | Miller | S. Richardson | Trainer |
| Babcock | Farley | Palmer | Rider | Weed |
| Balcom | Halsey | Penfield | Sargent | Wells |
| Bradstreet | Julland | Place | Selkreg | Williams |
| G. Clark | Keady | Prince | Skeels | A. I. Wood |
| Clausen | La Bau | Ranney | L. E. Smith | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Matthewson,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to amend section 6 of an act entitled 'An act for the publication of the Session Laws in two newspapers in each county of the State,' passed May 14, 1845," and that said Senate bill be substituted for the Assembly bill bearing the same title, and ordered to a third reading.

The bill entitled "An act to amend section 3 of chapter 817 of the Laws of 1866, entitled 'An act to lay out and construct a road from the river road, in township, No. 14, in the town of Johnsburgh, to the Carthage road, near the head of Long-lake, in the county of Hamilton,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Campbell | Halsey | Nelson | Skeels |
| A. H. Andrew | Chapman | Hasbrouck | Nicholson | Skillman |
| W. S. Andrews | Chism | Hubbard | O'Reilly | L. E. Smith |
| Babcock | G. Clark | Humphrey | Palmer | Speaker |
| Balcom | Clausen | Irving | Parshall | Starr |
| Bennet | Cook | Johnson | Penfield | Sullard |
| Bentley | Cornwall | Julland | Pond | Sumner |
| Bergen | Daily | Keady | Prince | Tarbox |
| Bigelow | Davis | Kinney | Raber | Topliff |
| Bradstreet | Dayton | Laffer | Ranney | Tower |
| Bristol | Eaton | Loughran | Ray | Underwood |
| Brush | Farley | Madden | Reeve | Van Valkenburgh |
| Buel | Flach | Mann | A. Richardson | Weed |
| Burhans | F. H. Flagge | Matthewson | S. Richardson | Wellington |
| D. Burns | Frear | McKiever | Rider | Wells |
| P. Burns | Galvin | Miller | Root | Wiley |
| Button | Gleason | Moran | Sargent | Williams |
| Cameron | Guigon | Murphy | Sherman | F. H. Woods |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Ackert,

Resolved, That the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the Evangelical Lutheran Synod of the State of New York," have power to report the same complete at any time.

By unanimous consent, on motion of Mr. Clausen,

Resolved, That the bill entitled "An act to incorporate the Cosmos Life Policy Trust Company of New York," be recommitted to the committee on insurance companies, with power to report complete at any time.

By unanimous consent, on motion of Mr. F. H. Flagge,

Resolved, That the committee on charitable and religious societies, be empowered to report complete at any time, the Senate bill entitled "An act to change the name of the New York Ladies' Educational Union."

The bill entitled "An act to facilitate the construction of a railroad from the Chittenango depot to the village of Cazenovia, and to authorize the town of Sullivan to subscribe to the capital stock thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 8 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hasbrouck | Nicholson | Sherman |
| A. H. Andrew | Clausen | Hubbard | Palmer | Skillman |
| W. S. Andrews | Cook | Humphrey | Parshall | L. E. Smith |
| Babcock | Cornwall | Irving | Penfield | Speaker |
| Balcom | Davis | Johnson | Pitts | Stannard |
| Bamler | Dayton | Juliland | Pond | Starr |
| Bentley | Eaton | Keady | Purdy | Sullard |
| Bigelow | Flach | Kinney | Raber | Sumner |
| Bradstreet | F. H. Flagge | Loughran | Ranney | Tower |
| Bristol | Frear | Mann | Ray | Underwood |
| Brush | Galvin | Matthewson | Reeve | Weed |
| Buel | Gifford | Miller | A. Richardson | Wellington |
| Burhans | Guigou | Moran | S. Richardson | Williams |
| P. Burns | Halsey | Murphy | Rider | A. I. Wood |
| Button | Hartman | Nelson | Riley | Younglove |
| Cameron | | | | |

Those who voted in the negative, were

G. Clark McKiever Quinn

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Young Men's Association of the village of Cooperstown," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cameron | Guigou | Nelson | Sherman |
| A. H. Andrew | Campbell | Halsey | Nicholson | Skillman |
| W. S. Andrews | Chapman | Hartman | Palmer | L. E. Smith |
| Babcock | Chism | Hasbrouck | Parshall | Speaker |
| Balcom | G. Clark | Irving | Penfield | Stannard |
| Bamler | Clausen | Juliland | Pitts | Starr |
| Bentley | Cook | Keady | Place | Sumner |
| Bergen | Daily | Laffer | Pond | Tarbox |
| Bradstreet | Dayton | Loughran | Purdy | Underwood |
| Bristol | Eaton | Madden | Raber | Weed |
| Brush | Flach | Mann | Ranney | Wellington |
| Buel | F. H. Flagge | Matthewson | Ray | Wiley |
| Burhans | Frear | McKiever | Reeve | Williams |
| D. Burns | Galvin | Miller | A. Richardson | A. I. Wood |
| P. Burns | Gifford | Moran | Rider | Younglove |
| Button | Gleason | Murphy | Sargent | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Continental Hall Company of Greenpoint, in the city of Brooklyn, county of Kings," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | Palmer | Sherman |
| A. H. Andrew | W. S. Clark | Irving | Parshall | Skillman |
| Balcom | Cornwall | Juliland | Penfield | L. E. Smith |
| Bentley | Daily | Keady | Pitts | Speaker |
| Bigelow | Davis | Kiernan | Place | Starr |
| Bradstreet | Eaton | Kinney | Pond | Tarbox |
| Bristol | Flach | Lasher | Prince | Topliff |
| Brush | F. H. Flagge | Lefler | Purdy | Tower |
| Buel | Frear | Loughran | Ranney | Underwood |
| Burhans | Gifford | Mann | Reeve | Van Valkenb'rgh |
| P. Burns | Gleason | Matthewson | A. Richardson | Weed |
| Button | Guigon | Miller | S. Richardson | Wiley |
| Cameron | Halsey | Murphy | Rider | Williams |
| Campbell | Hartman | Nelson | Root | A. I. Wood |
| Chapman | Hasbrouck | Nicholson | Sargent | F. H. Woods |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to exempt the property of firemen of the county of Richmond, to the amount of five hundred dollars, from taxation," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | Nelson | L. E. Smith |
| W. S. Andrews | W. S. Clark | Humphrey | Nicholson | Speaker |
| Babcock | Clausen | Raber | O'Reilly | Stannard |
| Balcom | Cook | Jacobs | Parshall | Starr |
| Bamler | Cornwall | Johnson | Penfield | Sumner |
| Bennet | Daily | Juliland | Pitts | Tarbox |
| Bentley | Davis | Keady | Pond | Topliff |
| Bigelow | Eaton | Kinney | Purdy | Tower |
| Bradstreet | Flach | La Bau | Raber | Underwood |
| Brush | F. H. Flagge | Lasher | Ranney | Van Valkenb'rgh |
| Buel | Frear | Lefler | Ray | Weed |
| Burhans | Galvin | Madden | Reeve | Wellington |
| D. Burns | Gifford | Mann | A. Richardson | Wells |
| P. Burns | Gleason | Matthewson | Rider | Wiley |
| Button | Guigon | McKiever | Root | Williams |
| Cameron | Halsey | Miller | Sargent | A. I. Wood |
| Campbell | Hartman | Moran | Sherman | F. H. Woods |
| Chapman | Hasbrouck | Murphy | Skillman | Younglove |
| Chism | | | | |

Those who voted in the negative, were

| | | | |
|--------------|----------|--------|---------------|
| A. H. Andrew | Loughran | Palmer | S. Richardson |
|--------------|----------|--------|---------------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Cook,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to release to Nancy Crawford, all the estate, right, title and interest of the people of the State of New York of, in and to certain premises and real estate

situate in the village of Clintonville, in the county of Clinton," and that it be referred to the committee on the petitions of aliens, with power to report complete at any time.

The Senate bill entitled "An act to incorporate the German Savings Bank of the town of Morrisania," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Jacobs | Nicholson | Speaker |
| A. H. Andrew | W. S. Clark | Johnson | Palmer | Stannard |
| W. S. Andrews | Cornwall | Juland | Penfield | Sullard |
| Babcock | Daily | Keady | Pond | Sumner |
| Bennet | Davis | Kinney | Prince | Tarbox |
| Bigelow | Eaton | La Bau | Purdy | Topliff |
| Bradstreet | Flach | Lasher | Ranney | Tower |
| Brush | F. H. Flagge | Lefler | Reeve | Underwood |
| Buel | Frear | Little | A. Richardson | Van Valkenburgh |
| Burhans | Gifford | Madden | S. Richardson | Weed |
| D. Burns | Gleason | Mann | Rider | Wells |
| P. Burns | Guigon | Matthewson | Root | Wiley |
| Button | Halsey | McKiever | Sargent | Williams |
| Cameron | Hartman | Miller | Sherman | A. I. Wood |
| Campbell | Hasbrouck | Moran | Skeels | F. H. Woods |
| Chapman | Hubbard | Murphy | Skillman | Younglove |
| Chism | Humphrey | Nelson | L. E. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the Teutonia Savings Bank of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | W. S. Clark | Hubbard | Murphy | L. E. Smith |
| W. S. Andrews | Clausen | Humphrey | Nicholson | Speaker |
| Babcock | Cook | Irving | Palmer | Stannard |
| Balcom | Cornwall | Johnson | Pitts | Sullard |
| Bamler | Daily | Keady | Place | Tarbox |
| Bigelow | Davis | Kinney | Pond | Tower |
| Bradstreet | Eaton | La Bau | Ranney | Trainer |
| Brush | Flach | Lasher | Ray | Underwood |
| Buel | J. L. Flagge | Lefler | Reeve | Van Valkenburgh |
| Burhans | F. H. Flagge | Little | S. Richardson | Weed |
| D. Burns | Frear | Madden | Rider | Wellington |
| P. Burns | Gifford | Mann | Riley | Wells |
| Button | Gleason | Matthewson | Root | Wiley |
| Cameron | Guigon | McKiever | Sargent | Williams |
| Campbell | Halsey | Miller | Sherman | F. H. Woods |
| Chapman | Hartman | Moran | Skillman | Younglove |
| G. Clark | Hasbrouck | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the several acts relating to the Hudson River Bridge Company at Albany, and authorizing the construction of a bridge across the Hudson river at Albany," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chapman | Hasbrouck | Nicholson | Skillman |
| A. H. Andrew | Chism | Hubbard | Parshall | L. E. Smith |
| W. S. Andrews | G. Clark | Humphrey | Penfield | Speaker |
| Babcock | W. S. Clark | Irving | Pitts | Starr |
| Balcom | Clausen | Jacobs | Place | Sullard |
| Bennet | Cook | Johnson | Pond | Summer |
| Bentley | Cornwall | Keady | Prince | Tarbox |
| Bigelow | Dally | La Ban | Purdy | Topliff |
| Bradstreet | Davis | Little | Ranney | Tower |
| Brush | Eaton | Lounsbury | Ray | Trainer |
| Buel | J. L. Flagg | Madden | Reeve | Underwood |
| Burhans | F. H. Flagge | Matthewson | A. Richardson | Wellington |
| D. Burns | Frear | McKiever | S. Richardson | Wells |
| P. Burns | Gifford | Miller | Rider | Wiley |
| Button | Guigod | Moran | Root | A. I. Wood |
| Cameron | Halsey | Murphy | Sargent | F. H. Woods |
| Campbell | Hartman | Nelson | Sherman | Younglove |

Those who voted in the negative, were

| | | | | |
|--------|---------|-----------|--------|-----------------|
| Bamler | Gleason | O'Reilley | Palmer | Van Valkenburgh |
|--------|---------|-----------|--------|-----------------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. F. H. Flagge offered for the consideration of the House a resolution, in the words following:

Resolved, That the vote by which the adverse report of the committee on public education on the Senate bill entitled "An act to amend an act entitled 'An act to make school district, No. 9, in the town of Pomfret, a union free school district,' passed March 19, 1868," was agreed to, be reconsidered.

On motion of Mr. O'Reilley, said resolution was laid on the table.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to amend an act entitled 'An act to consolidate the cities of Brooklyn and Williamsburgh, and the town of Bushwick, into one municipal government, and to incorporate the same,' passed April 17, 1854," and the acts amendatory thereof."

"An act to authorize the construction of a railroad in Third street, and in certain other streets and avenues in the city of New York."

"An act to amend an act entitled 'An act to provide for an additional Metropolitan fire commissioner, and to regulate and establish the pay of the members of the Metropolitan Fire department, and to provide for payment to members and employees of the Metropolitan Fire department, for services rendered between 15th August, 1865, and 1st day of January, 1868.'"

"An act in relation to the Liverpool and Syracuse Railroad Company."

"An act to incorporate the Clyde Savings Bank, at Clyde, Wayne county."

"An act for the relief of the soldiers of the war of 1812."

"An act to authorize the construction of an iron bridge over the Champlain canal, on Ferry street, in the village of Schuylerville, in the county of Saratoga."

"An act in relation to the opening, extending and widening of Thompson and other streets, in the city of New York."

"An act to establish and maintain a free bridge between Sag Harbor and North Haven, in the town of Southampton, Suffolk county, and to make such bridge a county charge."

"An act to reduce the fare on the Sixth Avenue railroad, in the city of New York."

"An act authorizing and requiring the town of Franklinville, in the county of Cattaraugus, to purchase and acquire title in said town for Buffalo and Washington Railroad Company."

"An act to provide for the proving of certain maps and other papers of the Farmers' Trust and Loan Company, in the county of Cattaraugus."

"An act to authorize the commissioners of highways of the town of Deerfield, to borrow money to pay indebtedness."

"An act concerning the sale of foreign goods."

"An act to provide for rebuilding the Eddyville bridge over the Rondout creek, in the county of Ulster, and declaring the same a free bridge."

"An act to release certain escheated lands to Margaret Zachariassen."

"An act to amend an act entitled 'An act to provide for the construction of a railroad from the city of Poughkeepsie to the Connecticut or Massachusetts line, and to authorize towns to subscribe to the capital stock thereof,' passed April 13, 1866, and to ratify proceedings heretofore had under said act."

"An act for the relief of Dorothea M. Palmer, wife of Henry N. Palmer, conferring jurisdiction on the Canal Appraisers to hear and determine her claim for compensation for lands appropriated to the enlargement of the Erie canal."

"An act to establish the quorum of the local board of the Oswego Normal and Training School."

"An act to release the interest of the State to a certain lot in the village of Clyde to Ellen Gaffney and others."

"An act to repeal chapter 380 of Laws of 1859, entitled 'An act for ascertaining by proper proofs, the citizens who shall be entitled to the right of suffrage, chapter 740 of Laws of 1865, entitled An act to ascertain by proper proofs, &c., and chapter 812 of Laws of 1866, entitled An act amendatory of, and supplementary to chapter 740 of Laws of 1865, and to define the qualifications and requirements to entitle citizens to the right of suffrage, and to fix the disabilities and privileges of electors.'"

"An act for the relief of Samuel Price."

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the bill entitled "An act to provide for laying out permanent lines of streets, avenues and public places in the county of Kings, outside the limits of the city of Brooklyn," be recommitted to the committee on roads and bridges, with power to report complete at any time.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act to extend Lexington avenue in the city of New York," with power to report complete at any time,

reported the same complete, with amendments, the title amended so as to read "An act to extend Lexington avenue, and close Hamilton square, in the city of New York;" which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to enable the National Life Deposit Company of the city of New York, to complete its organization, and commence business," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to incorporate Protection Hook and Ladder Company, No. 1, of Hicksville, Queens county," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Madden, from the committee on charitable and religious societies, to which was referred the bill entitled "An act for the relief and support of the Brooklyn Central Dispensary," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Galvin, from the committee on insurance companies, to which was referred the Senate bill entitled "An act to incorporate the charter of the American Tontine Life and Saving Insurance Company of the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was referred the bill entitled "An act to incorporate the East Side Association in the city of New York," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Purdy,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Morrisania Savings Bank,' passed May 1, 1865," be recommitted to the committee on banks, to report complete at any time.

By unanimous consent, on motion of Mr. Frear,

Resolved, That the Senate bill entitled "An act to amend the charter of the Irving Fire Insurance Company," be referred to the committee on insurance companies, with power to report complete at any time.

The bill entitled "An act to extend Flushing avenue, and to lay out, open and improve Flushing avenue and Newtown turnpike road, from Broadway to the city line, and to close and extend other adjoining streets in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 2 }

Those who voted in the affirmative, were

A. H. Andrew Cornwall
W. S. Andrews Daily
Babcock Davis

Jacobs
Jones
Juliant

O'Reilly
Palmer
Parshall

Speaker
Stannard
Starr

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Balcom | Eaton | Keady | Place | Sullard |
| Bamler | Flach | Kinney | Pond | Topliff |
| Bentley | J. L. Flagg | La Bau | Prince | Tower |
| Bradstreet | F. H. Flagge | Lasher | Purdy | Trainer |
| Buel | Frear | Little | Quinn | Underwood |
| Burhans | Galvin | Loughran | Raber | Van Valkenburgh |
| D. Burns | Gifford | Lounsbury | Ranney | Weed |
| D. Burns | Gleason | Mann | Ray | Wellington |
| Button | Guigon | Matthewson | Reeve | Wells |
| Cameron | Halsey | McKiever | A. Richardson | Wiley |
| Chapman | Hartman | Miller | Rider | Williams |
| Chism | Hasbrouck | Moran | Root | A. I. Wood |
| G. Clark | Hubbard | Murphy | Sargent | F. H. Woods |
| W. S. Clark | Humphrey | Nelson | Skillman | Youghlove |
| Clausen | Irving | Nicholson | L. E. Smith | |

Those who voted in the negative, were

Selkreg

Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Leave of absence was granted to Mr. Cady, for an indefinite period.

On motion of Mr. Frear, at 9 o'clock and 30 minutes, the House adjourned.

FRIDAY, APRIL 17, 1863.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Elmendorf.

The minutes of yesterday were read and approved.

By unanimous consent,

Mr. La Bau offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to encourage and facilitate the construction of a railroad along the valley of the upper Hudson, into the wilderness in the northern part of this State, and the development of the resources thereof,' passed April 27, 1863, and for the relief of the Adirondac Company formed under said act," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the bill entitled "An act to extend the time for the collection of taxes in Richmond county," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the bill entitled "An act to authorize the ditching, draining, sewerage and filling in of lands in the village of Edgewater, and of the town of Southfield," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the Senate bill entitled "An act to provide for the adjustment of claims against towns in Cattaraugus county, and to provide means for the payment of the same," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act in relation to election districts, in the town of Wallkill, Orange county," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to provide for draining wet lands, and to widen and deepen the Rio Grand stream, in the village and town of Goshen," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to authorize towns in the counties of St. Lawrence and Franklin, to issue bonds, and take stock in any company that shall be legally organized within five years after the passage of this act, for the purpose of building a railroad from Potsdam Junction, to some point on the Province line," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to facilitate the construction of the Newburgh and Wallkill Valley railroad," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act to amend the law of proceedings against the Grand Trunk Railway of Canada, a foreign corporation, in courts of law," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to require the Nassau Railroad Company of Brooklyn, to change part of their route," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act in relation to mortgages executed by railroad companies," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act authorizing the city of Syracuse to loan its credit in aid of the Syracuse and Chenango Valley Railroad Company," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to incorporate the Pullman Pacific Car Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to authorize

the Fayetteville and Syracuse Plankroad Company to construct a railroad on and near its present route, passed April 23, 1867," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act to incorporate the Binghamton and Fort Dickinson Railroad Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize the town of Crawford, in the county of Orange, to issue bonds, and take stock in the Middletown and Crawford Railroad Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Prince, from the committee on railroads, to which was recommended the Senate bill entitled "An act to authorize certain towns in the counties of Onondaga, Oswego and Jefferson, to issue bonds in aid of the Syracuse Northern Railroad Company," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

Mr. Prince, from the committee on railroads, to which was recommended the bill entitled "An act authorizing the city of Syracuse to loan its credit in aid of the Syracuse Northern Railroad Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to incorporate the Port Jervis Water Works Company," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Starr, said bill was recommended to said committee, with power to report complete at any time.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to enable the electors of the town of Onondaga, Onondaga county, to hold their town elections in the separate election districts thereof," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act in relation to the duties and compensation of the county clerk of the county of Rensselaer," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to incorporate the White Plains Water Works Company," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Purdy, said bill was recommended to the committee, with power to report complete at any time.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act to incorporate the South Side Steamboat Company," reported adversely thereto; which report was agreed to.

Mr. W. S. Clark, from the committee on the internal affairs of towns

and counties, to which was referred the Senate bill entitled "An act to authorize the town of Rutland, to raise money by tax, to build an iron bridge over Black river," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Bigelow,

Resolved, That the Senate bill entitled "An act to authorize the town of Rutland, to raise money by tax, to build an iron bridge over Black river," be recommitted to the committee reporting the same, with power to report complete at any time.

By unanimous consent, on motion of Mr. Wiley,

Resolved, That the bill entitled "An act to amend and reduce to one act the several acts relating to buildings, and the keeping and storing of combustible materials in the city of New York, passed May 4, 1866, and the act amendatory thereof, passed May 17, 1867," be referred to the committee on the affairs of cities, with power to report complete at any time.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act in relation to the sale of the Marine Hospital grounds," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act to incorporate the Union Storage and Guaranty Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act to regulate the use of certain piers and slips between Broome and Delancy streets, in the city of New York, now occupied by the wholesale oyster dealers," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to appoint commissioners of fisheries for the State of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the Isthmus Canal Company," reported in favor of the passage of the same, with an amendment; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Tarbox,

Resolved, That the Senate bill entitled "An act for the suppression of trade in, and circulation of obscene literature, illustrations, advertisements, and articles of indecent or immoral character, and obscene advertisements of patent medicines," be recommitted to the committee on the judiciary, with power to report complete at any time.

By unanimous consent, on motion of Mr. Pitts,

Resolved, That the Senate bill entitled "An act to incorporate the Pullman Pacific Car Company," be recommitted to the committee on railroads, with power to report complete at any time.

By unanimous consent, on motion of Mr. Skeels,

Resolved, That the Senate bill entitled "An act to amend section 6 of an act entitled 'An act for the publication of the Session Laws in two

newspapers in each county of this State,' passed May 14, 1845," be now read a third time.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 8 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Cornwall | Keady | Parshall | Skeels |
| A. H. Andrew | Dayton | Kiernan | Pitts | Speaker |
| Babcock | Eaton | Kinney | Place | Starr |
| Balcom | Flach | La Bau | Pond | Stevens |
| Bamler | J. L. Flagge | Lasher | Prince | Sullard |
| Bennet | F. H. Flagge | Little | Purdy | Sumner |
| Bentley | Frear | Loughran | Raber | Topliff |
| Bigelow | Furman | Lounsbury | Ranney | Torrey |
| Bradstreet | Galvin | Madden | Ray | Tower |
| Bristol | Guigon | Mallison | Reeve | Trainer |
| Brush | Halsey | Mann | A. Richardson | Weed |
| Button | Hartman | Matthewson | Rider | Wellington |
| Cameron | Hasbrouck | Moran | Riley | Wendover |
| Chapman | Humphrey | Murphy | Root | Wiley |
| G. Clark | Johnson | Nelson | Sargent | Williams |
| W. S. Clark | Jones | Nicholson | Selkreg | A. I. Wood |
| Cook | Juliland | O'Reilly | Sherman | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|---------|---------|----------|--------|-------|
| Burhans | Hubbard | Palmer | Tarbox | Wells |
| Gleason | Miller | Skillman | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Nicholson,

Resolved, That the bill entitled "An act to entitle Charlotte Ann Dennison, Mary Jane Dennison and Elizabeth Dennison, to become legitimized as the children of James Dennison, deceased," be now read a third time.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|-----------|----------------|
| Ackert | Cameron | Hartman | Murphy | Skillman |
| Allis | Chapman | Hubbard | Nelson | Speaker |
| A. H. Andrew | Chism | Humphrey | Nicholson | Starr |
| Babcock | G. Clark | Juliland | O'Reilly | Sullard |
| Balcom | W. S. Clark | Keady | Pitts | Tarbox |
| Bemis | Cornwall | Kinney | Pond | Topliff |
| Bennet | Davis | La Bau | Quinn | Tower |
| Bergen | Dayton | Little | Ranney | Van Valkenb'rg |
| Bigelow | Decker | Lounsbury | Rider | Weed |
| Bradstreet | Eaton | Madden | Riley | Wellington |
| Bristol | F. H. Flagge | Mann | Root | Wells |
| Brush | Frear | Matthewson | Sargent | Wendover |

Buel
D. Burns
Button

Gleason
Guigon
Halsey

McKiever
Miller

Selkreg
Sherman

A. I. Wood
F. H. Woods

Those who voted in the negative, were

J. L. Flagg Loughran

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Murphy,

Resolved, That the bill entitled "An act to provide floating baths in the city of New York," have its third reading at 12 o'clock m. this day.

Mr. Tower, from the committee on banks, to which was referred the bill entitled "An act to amend an act entitled 'An act to incorporate the South Brooklyn Savings Institution,'" reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Keady, said bill was recommended to the committee, with power to report complete at any time.

Mr. Tower, from the committee on banks, to which was referred the bill entitled "An act to change the corporate name of the Emigrant Savings Bank of Buffalo, to the Mechanics' Savings Bank of Buffalo," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Flach, said bill was recommended to the committee, with power to report complete at any time.

The bill entitled "An act to amend the act entitled 'An act to amend the act entitled An act to provide for the establishment of free schools in the village of Newburgh,' passed April 6, 1852, passed May 7, 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative were

Ackert
A. H. Andrew
Babcock
Balcom
Bennet
Bentley
Bergen
Bradstreet
Bristol
Buel
Burhans
D. Burns
Button
Cameron
Campbell
Chapman
G. Clark
W. S. Clark

Cook
Cornwall
Daily
Dayton
Decker
Eaton
Flach
J. L. Flagg
F. H. Flagg
Frear
Gifford
Gleason
Guigon
Halsey
Hartman
Hasbrouck
Hubbard
Humphrey

Irving
Johnson
Jones
Julian
Keady
Kiernan
Kinney
La Bau
Little
Lounsburg
Madden
Mann
Matthewson
McKiever
Miller
Murphy
Nelson
Nicholson

O'Reilly
Palmer
Pensfeld
Pitts
Pond
Prince
Purdy
Raber
Ranney
Ray
Reeve
S. Richardson
Rider
Riley
Root
Sargent
Selkreg

Sherman
Skeels
Skillman
Speaker
Starr
Sullard
Sumner
Tarbox
Topliff
Tower
Trainer
Wood
Wellington
Williams
A. I. Wood
F. H. Woods
Younglove

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the city of Ogdensburg," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Hartman | Miller | Sherman |
| Alles | Chapman | Hasbrouck | Murphy | Skeels |
| A. H. Andrew | Chism | Hubbard | Nelson | Skillman |
| W. S. Andrews | G. Clark | Humphrey | Nicholson | L. E. Smith |
| Babcock | W. S. Clark | Jones | Parshall | Speaker |
| Balcom | Cornwall | Julland | Penfield | Starr |
| Bamler | Daily | Keady | Pitts | Sullard |
| Bennet | Davis | Kiernan | Pond | Sumner |
| Bentley | Decker | Kinney | Prince | Tarbox |
| Bergen | Eaton | La Bau | Pardy | Topliff |
| Bigelow | J. L. Flagg | Leller | Raber | Tower |
| Bradstreet | F. H. Flagg | Little | Ranney | Trainer |
| Brush | Frear | Loughran | Ray | Weed |
| Buel | Furman | Lounsbury | Reeve | Wellington |
| D. Burns | Galvia | Madden | S. Richardson | Wells |
| P. Burns | Gleason | Mann | Rider | Wiley |
| Button | Guigon | Matthewson | Root | F. H. Woods |
| Cameron | Halsey | McKiever | Selkreg | Younglove |

For the negative,

Palmer

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommended the bill entitled "An act to authorize the Port Richmond and Bergen Point Ferry Company to hold real estate, to increase its capital stock, and to fix rates of ferriage, and to increase its number of directors, and for other purposes," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to amend an act entitled 'An act to provide for the construction of a railroad from the city of Poughkeepsie to the Connecticut or Massachusetts line, and to authorize towns to subscribe to the capital stock thereof,' passed April 13, 1866, and to ratify proceedings heretofore had under said act," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 91 }
{ NOES 9 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Humphrey | Penfield | Skillman |
| W. S. Andrews | Clausen | Jones | Prince | L. E. Smith |
| Babcock | Cook | Julland | Purdy | Starr |
| Bamler | Cornwall | Keady | Quinn | Stevens |
| Bentley | Daily | Kiernan | Raber | Topliff |
| Bergen | Eaton | Kinney | Ray | Torrey |
| Bigelow | Flach | Madden | Reeve | Tower |
| Brush | J. L. Flagg | Mallison | A. Richardson | Trainer |
| Buel | Furman | Mann | Rider | Wellington |
| Burhans | Gleason | Matthewson | Riley | Wells |
| D. Burns | Guigon | Miller | Root | Wiley |

| | | | | |
|----------|---------|-----------|---------|-------------|
| P. Burns | Halsey | Moran | Sargent | Williams |
| Button | Howard | Nicholson | Sherman | F. H. Woods |
| Cameron | Hubbard | O'Relley | Skeels | Younglove |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|----------|--------------|----------|---------|----------|
| Campbell | F. H. Flagge | McKiever | Selkreg | Wendover |
| G. Clark | Little | Pitts | Tarbox | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. F. H. Woods, from the committee on privileges and elections, submitted a report in writing, relative to the contested seat of William C. H. Sherman, by George K. Smith, contested; which, on his motion, was laid on the table and ordered printed, and made the special order for Wednesday next, immediately after reading of the Journal.

(See Doc. No. .)

The bill entitled "An act to reduce the fare on the Sixth Avenue railroad, in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|---------------|
| Ackert | Clausen | Humphrey | Murphy | S. Richardson |
| Babcock | Cook | Irving | Palmer | Riley |
| Balcom | Cornwall | Johnson | Parshall | Root |
| Bamler | Daily | Jones | Penfield | Sherman |
| Bentley | Eaton | Julland | Pitts | Skillman |
| Bergen | Flach | Keady | Place | L. E. Smith |
| Bigelow | J. L. Flagge | Kinney | Pond | Sullard |
| Bradstreet | Frear | La Bau | Purdy | Topliff |
| Buel | Furman | Little | Quinn | Wendover |
| Burhans | Gleason | Lounsbury | Raber | Williams |
| P. Burns | Guigou | Mann | Ranney | A. I. Wood |
| Cameron | Halsey | Matthewson | Ray | F. H. Woods |
| Chapman | Hartman | Miller | A. Richardson | Younglove |
| W. S. Clark | Hubbard | Moran | | |

Those who voted in the negative, were

F. H. Flagge Speaker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing and directing the commissioners of the Central Park, in the city of New York, to build and construct a stone stairway therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|---------|--------|----------|
| Ackert | Cornwall | Julland | Purdy | Stannard |
| Allis | Daily | Keady | Quinn | Starr |
| A. H. Andrew | Dayton | Kinney | Raber | Sullard |
| Babcock | Eaton | La Bau | Ranney | Sumner |

| | | | | |
|-------------|-------------|------------|---------------|-------------|
| Balcom | Flach | Lefler | Ray | Tarbox |
| Bennet | J. L. Flagg | Lounsbury | Reeve | Topliff |
| Bentley | Frear | Mann | A. Richardson | Torrey |
| Bergen | Furman | Matthewson | S. Richardson | Trainer |
| Bigelow | Gleason | Miller | Rider | Weed |
| Bradstreet | Guigon | Nelson | Riley | Wellington |
| Buel | Halsey | Nicholson | Root | Wells |
| Burbans | Hartman | Palmer | Sargent | Wendover |
| Campbell | Howard | Parshall | Selkreg | Williams |
| Chapman | Hubbard | Penfield | Sherman | A. I. Wood |
| Chism | Humphrey | Place | Skeels | F. H. Woods |
| G. Clark | Johnson | Pond | Skillman | Younglove |
| W. S. Clark | Jones | Prince | Speaker | |

Those who voted in the negative, were

F. H. Flagge L. E. Smith

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act concerning sale of foreign goods," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 44 }
{ NOES 86 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|-----------|---------------|
| Ackert | Chapman | Irving | Nelson | S. Richardson |
| Allis | W. S. Clark | Juliaud | Nicholson | Rider |
| A. H. Andrew | Cornwall | Keady | O'Reilly | Skillman |
| Balcom | Decker | Laaher | Palmer | Wellington |
| Bradstreet | Eaton | Mallison | Parshall | Wells |
| Buel | Flach | Mann | Pond | Wendover |
| Burbans | Halsey | Matthewson | Purdy | Wiley |
| P. Burns | Howard | McKiever | Ray | Williams |
| Button | Humphrey | Miller | Reeve | |

Those who voted in the negative, were

| | | | | |
|----------|--------------|---------|-------------|------------|
| Babcock | G. Clark | Gleason | Murphy | Speaker |
| Bamler | Daily | Guigon | Quinn | Starr |
| Bennet | Davis | Hartman | Ranney | Sullard |
| Bentley | J. L. Flagg | Hubbard | Riley | Tarbox |
| Bergen | F. H. Flagge | Kiernan | Root | Topliff |
| Brush | Frear | Kinney | Selkreg | Trainer |
| Cameron | Furman | La Bau | L. E. Smith | A. I. Wood |
| Campbell | | | | |

Mr. Topliff moved to reconsider the vote just taken, and that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

By unanimous consent, on motion of Mr. Quinn,

Resolved, That the bill entitled "An act to prohibit the landing of passengers and freight below the foot of Rivington street, in the city of New York, by steamboats navigating Long Island Sound and East river," be referred to the sub-committee of the whole.

Mr. Penfield moved to take from the table the motion to reconsider the vote heretofore taken on the Senate bill entitled "An act ceding jurisdiction over David's Island, in the harbor of New Rochelle, and exempting the same from taxation."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, two-thirds of all members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Penfield | Speaker |
| A. H. Andrew | Clausen | Jacobs | Pitts | Stannard |
| Balcom | Cook | Jones | Place | Starr |
| Bennet | Cornwall | Juland | Pond | Sullard |
| Bentley | Dayton | Keady | Purdy | Sumner |
| Bergen | Decker | Kiernan | Quinn | Tarbox |
| Bigelow | Eaton | Kinney | Ranney | Topliff |
| Bradstreet | Flach | La Bau | Ray | Tower |
| Bristol | J. L. Flagg | Lefler | Reeve | Trainer |
| Brush | Frear | Lounsbury | A. Richardson | Van Valkenburgh |
| Buel | Galvin | Madden | S. Richardson | Wellington |
| Button | Gleason | Mann | Riley | Wells |
| Cameron | Guigon | Murphy | Root | Wendover |
| Campbell | Halsey | Nelson | Sargent | A. I. Wood |
| Chapman | Hartman | Nicholson | Selkreg | F. H. Woods |
| Chism | Howard | Palmer | Skillman | Younglove |
| G. Clark | Hubbard | Parshall | L. E. Smith | |

Those who voted in the negative, were

| | | | | |
|----------|----------|------------|----------|----------|
| Bamler | P. Burns | Loughran | McKiever | O'Reilly |
| D. Burns | Johnson | Matthewson | Miller | Raber |

By unanimous consent, on motion of Mr. Penfield, said bill was amended by adding to the end of section 1, the words, "and provided also that said island shall not be used for general hospital purposes."

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hubbard | Parshall | L. E. Smith |
| A. H. Andrew | Chism | Humphrey | Penfield | Speaker |
| W. S. Andrews | G. Clark | Irving | Pitts | Stannard |
| Balcom | W. S. Clark | Johnson | Place | Starr |
| Bamler | Clausen | Jones | Pond | Stevens |
| Bemus | Cook | Juland | Purdy | Sullard |
| Bennet | Cornwall | Keady | Quinn | Sumner |
| Bentley | Decker | Kiernan | Ranney | Tarbox |
| Bergen | Eaton | Kinney | Ray | Topliff |
| Bigelow | Flach | La Bau | Reeve | Torrey |
| Bradstreet | J. L. Flagg | Lounsbury | S. Richardson | Tower |
| Bristol | F. H. Flagg | Madden | Rider | Trainer |
| Brush | Frear | Mann | Riley | Wellington |
| Buel | Furman | Matthewson | Root | Wendover |
| Burhans | Galvin | Miller | Sargent | Wiley |
| P. Burns | Gleason | Nelson | Selkreg | A. I. Wood |
| Cameron | Guigon | Nicholson | Sherman | F. H. Woods |
| Campbell | Hartman | Palmer | Skillman | Younglove |

Those who voted in the negative, were

| | | | | |
|----------|--------|----------|-------|-------|
| D. Burns | Halsey | McKiever | Moran | Wells |
|----------|--------|----------|-------|-------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act authorizing any life insurance company, or any trust or loan company to invest their funds in bonds issued by any county, town or village of this State, pursuant to any law of this State," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 57 }
{ NOES 33 }

Those who voted in the affirmative, were

| | | | | |
|----------|----------|-----------|------------|-------------|
| Ackert | Chapman | Halsey | Mann | Sherman |
| Babcock | Clausen | Humphrey | Matthewson | L. E. Smith |
| Balcom | Cook | Johnson | Miller | Stannard |
| Bemis | Cornwall | Jones | Nickolson | Starr |
| Bennet | Dayton | Juliland | Palmer | Sutland |
| Bentley | Decker | Keady | Pitta | Summer |
| Bergen | Eaton | Kiernan | Place | Torrey |
| Buel | Frear | Kinney | Pond | Tower |
| Burhans | Furman | Loughran | Raber | Wellington |
| Button | Galvin | Lounsbury | Ranney | Wiley |
| Cameron | Gleason | Madden | Rider | Younglove |
| Campbell | Guigou | | | |

Those who voted in the negative, were

| | | | | |
|---------------|--------------|---------------|----------|-----------------|
| A. H. Andrew | W. S. Clark | La Bau | Riley | Speaker |
| W. S. Andrews | J. L. Flagg | Moran | Root | Tarbox |
| Bamler | F. H. Flagge | Murphy | Sargent | Topliff |
| Bradstreet | Hartman | Nelson | Selkreg | Trainer |
| D. Burns | Howard | O'Reilley | Seels | Van Valkenburgh |
| P. Burns | Irving | Quinn | Skillman | F. H. Woods |
| G. Clark | Jacobs | S. Richardson | | |

Mr. W. S. Clark moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The bill entitled "An act to incorporate the Clyde Savings Bank at Clyde, Wayne county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | W. S. Clark | Jacobs | Palmer | Skillman |
| W. S. Andrews | Clausen | Johnson | Parshall | L. E. Smith |
| Balcom | Cook | Jones | Place | Speaker |
| Bamler | Cornwall | Juliland | Pond | Stannard |
| Bennet | Daily | Keady | Prince | Starr |
| Bentley | Decker | Kiernan | Purdy | Sutland |
| Bergen | Eaton | Kinney | Quinn | Summer |
| Bradstreet | Flack | Little | Raber | Tarbox |
| Buel | J. L. Flagg | Loughran | Ray | Topliff |
| Burhans | F. H. Flagge | Lounsbury | Reeve | Torrey |
| D. Burns | Frear | Matthewson | S. Richardson | Tower |
| P. Burns | Gleason | McKiever | Rider | Trainer |
| Button | Guigou | Miller | Riley | Van Valkenburgh |
| Cameron | Halsey | Moran | Root | Wellington |

| | | | | |
|----------|----------|-----------|---------|-------------|
| Campbell | Hartman | Murphy | Sargent | Williams |
| Chapman | Hubbard | Nelson | Selkreg | F. H. Woods |
| G. Clark | Humphrey | Nicholson | Sherman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to incorporate the Workingwomen's Protective Union," and that it be ordered to a third reading.

The bill entitled "An act to authorize the commissioners of highways of the town of Deerfield, to borrow money to pay indebtedness," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Nicholson | Skillman |
| A. H. Andrew | Clausen | Irving | Palmer | L. E. Smith |
| W. S. Andrews | Cook | Jacobs | Parshall | Speaker |
| Balcom | Cornwall | Johnson | Penfield | Stannard |
| Bamler | Daily | Juliand | Pond | Starr |
| Bemus | Davis | Keady | Prince | Splard |
| Bennet | Decker | Kiernan | Purdy | Sumner |
| Bentley | Eaton | Kinney | Quinn | Tarbox |
| Bergen | J. L. Flagg | Lefler | Ranney | Topliff |
| Bradstreet | F. H. Flagg | Little | Ray | Torrey |
| Brush | Frear | Lounsbury | Reeve | Tower |
| Buel | Galvin | Mann | A. Richardson | Trainer |
| Burhans | Gleason | Matthewson | S. Richardson | Van Valkenburgh |
| D. Burns | Guigon | McKiever | Riley | Wellington |
| P. Burns | Halsey | Miller | Root | Wendover |
| Cameron | Hartman | Moran | Sargent | Williams |
| Chapman | Howard | Murphy | Selkreg | F. H. Woods |
| G. Clark | Hubbard | Nelson | Sherman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Leave of absence was granted to Messrs. Underwood and Babcock, until Monday next.

By unanimous consent,

Mr. Kiernan, from the special committee on investigation of the ferries running between New York and Brooklyn, submitted a report in writing; which was laid on the table and ordered printed.

(See Doc. No. .)

By unanimous consent,

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the resolution of Mr. C. L. Smith, relative to investigating the condition and management of the ferries between New York city and the surrounding shores, reported a bill entitled "An act for the better regulation of the ferries between the city of New York and the surrounding shores," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

By unanimous consent,

Mr. Kiernan, from the committee on commerce and navigation, to

which was referred the bill entitled "An act to regulate the rate of ferriage between New York and Brooklyn, Eastern district," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

The bill entitled "An act to provide for the proving of certain maps and other papers of the Farmer's Trust and Loan Company in the county of Cattaraugus," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|------------|---------------|-----------------|
| W. S. Andrews | Cornwall | La Bau | Place | Stannard |
| Babcock | Daily | Lefler | Pond | Sullard |
| Balcom | Davis | Loughran | Purdy | Sumner |
| Bemus | Eaton | Mann | Quinn | Tarbox |
| Bennet | Frear | Matthewson | Raber | Topliff |
| Bentley | Furman | McKiever | Reeve | Tower |
| Bergen | Galvin | Miller | A. Richardson | Trainer |
| Burhans | Guigon | Moran | Rider | Van Valkenburgh |
| D. Burns | Halsey | Murphy | Riley | Weed |
| P. Burns | Hartman | Nelson | Root | Wells |
| Cameron | Hubbard | Nicholson | Selkreg | Wendover |
| Campbell | Johnson | O'Reilly | Sherman | Wiley |
| Chapman | Jones | Palmer | Skeels | A. I. Wood |
| W. S. Clark | Julland | Parshall | Skillman | F. H. Woods |
| Clausen | Kiernan | Penfield | L. E. Smith | Younglove |
| Cook | Kinney | Pitts | Speaker | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The hour of 12 o'clock M. having arrived,

Pursuant to resolution, the bill entitled "An act to provide floating baths in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Humphrey | Palmer | L. E. Smith |
| A. H. Andrew | G. Clark | Jacobs | Parshall | Speaker |
| W. S. Andrews | W. S. Clark | Johnson | Penfield | Stannard |
| Babcock | Clausen | Jones | Pond | Starr |
| Balcom | Cook | Julland | Prince | Sullard |
| Bennet | Cornwall | Kiernan | Purdy | Tarbox |
| Bentley | Davis | Kinney | Quinn | Topliff |
| Bergen | Decker | La Bau | Raber | Tower |
| Bigelow | Eaton | Lefler | Ray | Trainer |
| Bradstreet | Flach | Little | Reeve | Underwood |
| Brush | J. L. Flag | Madden | A. Richardson | Wellington |
| Buel | Furman | Mann | Riley | Wendover |
| Burhans | Gleason | Matthewson | Sargent | Wiley |
| P. Burns | Guigon | McKiever | Selkreg | A. I. Wood |
| Button | Halsey | Moran | Sherman | F. H. Woods |

Campbell
Chapman

Hartman
Howard

Murphy
Nelson

Skeels
Skillman

Younglove

For the negative,

F. H. Flagge

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan moved to lay the present order of business on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Kiernan moved that the House resolve itself into a committee of the whole on the bills entitled as follows:

"An act to regulate the rate of ferriage between New York and Brooklyn, Eastern district."

"An act for the better regulation of the ferries between the city of New York and the surrounding shores."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on said bills; and after some time spent therein, Mr. P. Burns, from said committee, reported in favor of the passage of the same; which report was agreed to, and said bills ordered engrossed and to a third reading.

Mr. Murphy moved that the House take a recess until 7½ o'clock p. m.

Mr. W. S. Andrews moved to amend by inserting "3½," in place of "7½."

Mr. Speaker put the question whether the House would agree to said motion of Mr. W. S. Andrews, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Murphy, as amended, and it was determined in the affirmative.

Thereupon, at 12 o'clock and 55 minutes, the House took a recess until 3½ o'clock p. m.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to authorize the county judges of the several counties of this State to appoint a crier of the several courts of record, to be held in and for said counties, being chapter 588 of the Laws of 1866,' be recommitted to the committee on the judiciary, with power to report complete at any time.

By unanimous consent, on motion of Mr. Murphy,

Resolved, That the committee on the militia and public defence have power to report complete the bill entitled "An act to provide for the return of State and county regimental flags to State and county officers."

Mr. Madden, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to change the name of the New York Ladies' Educational Union," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lasher, from the committee on canals, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act for the removal of obstructions from the outlet of the Cayuga lake and the channel of Seneca river,' passed April 13, 1858, and an act to amend the same, passed April 23, 1862," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act explanatory of chapter 194 of the Laws of 1867, in relation to a revision of the Constitution," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act to incorporate the New York Real Estate Exchange," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to repeal article 1, title 19, chapter 20, part 1, Revised Statutes, relative to regulations concerning brokers," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend chapter 659 of Laws of 1865, entitled 'An act in relation to the collection of taxes in the city of Utica,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act concerning the proof of wills, executors, administrators, guardians and wards, and surrogates' courts,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act for the relief of John Van Arsdell, and to enable him to take and file his oath as justice of the peace, and to confirm his election and acts as such," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Ranney,

Resolved, That the committee on charitable and religious societies be discharged from the further consideration of the Senate bill entitled "An act to authorize Marcus M. Preston and Herman D. Fulton to sell and convey, as trustees, the church property of the First Religious Society of Borodino, in the county of Onondaga, and that it be ordered to a third reading.

By unanimous consent, on motion of Mr. Tower,

Resolved, That the Senate bill entitled "An act to amend chapter 164 of the Laws of 1866, entitled 'An act to extend the time for the commencement and construction of the Grand Hotel Company of New York city,' passed March 22, 1865," be referred to the committee on the affairs of cities, to report complete at any time.

By unanimous consent,

Mr. Frear offered for the consideration of the House a resolution, in the words following:

Resolved, That the New York county tax levy be made the special order for Saturday, immediately after reading the Journal.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Frear,

Resolved, That the bill entitled "An act to alter the map or plan of certain portions of the city of New York, and for the laying out and improvement of the same," be referred to the committee on the affairs of cities, to report complete.

By unanimous consent, on motion of Mr. Frear,

Resolved, That the bill entitled "An act in relation to the water front of the port of New York," be recommitted to the committee on commerce and navigation, with power to report complete at any time.

By unanimous consent, on motion of Mr. Campbell,

Resolved, That the Senate bill entitled "An act to appoint commissioners of fisheries for the State of New York," be referred to the committee on commerce and navigation, with power to report complete at any time.

Mr. Campbell, from the committee on roads and bridges, to which was referred the bill entitled "An act to repeal chapter 776 of the Laws of 1865, passed June 16, 1865, entitled 'An act to except the town of Moriah, in Essex county, from the operation of chapter 626 of the Laws of 1853, and chapter 495 of the Laws of 1855,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was recommitted the bill entitled "An act to regulate the rates of toll on the road and bridge of the Williamsburgh and Bushwick North Road Turnpike and Bridge Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was recommitted the bill entitled "An act for the relief of the Central Plank-road Company, situated in the county of Oswego," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was recommitted the bill entitled "An act to lay out permanent lines of streets in Kings county," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Niagara Falls Suspension Bridge Company,' passed March 31, 1855," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Starr, from the committee on the affairs of villages, to which was referred the Senate bill entitled "An act to declare the village of Williamsville a separate road district, and to provide means by tax thereon, for keeping streets, alleys, sidewalks and crosswalks in repair," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Starr, from the committee on the affairs of villages, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to incorporate the village of Coxsackie,'" with power to report complete

at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Murphy, from the committee on the militia and public defence, to which was referred the bill entitled "An act to provide for the return of State and county regimental flags to State and county officers," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Sherman,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the president, managers and company of the Delaware and Hudson Canal Company,' passed April 23, 1823," be referred to the committee on canals, with power to report complete.

By unanimous consent, on motion of Mr. Cornwall,

Resolved, That the Senate bill entitled "An act to incorporate the Free-will Baptist General Conference of North America," be referred to the sub-committee of the whole.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the Senate bill entitled "An act to require the Nassau Railroad Company of Brooklyn to change part of their route," be ordered to a third reading.

By unanimous consent, on motion of Mr. Starr,

Resolved, That the Senate bill entitled "An act to declare the village of Williamsville a separate road district, and to provide means for repair of sidewalks," be recommitted to the committee on the affairs of villages, with power to report complete at any time.

By unanimous consent, on motion of Mr. F. H. Woods,

Resolved, That the bill entitled "An act to incorporate the Women's Aid Association of the city of Albany," be referred to the committee on charitable and religious societies, with power to report complete at any time.

By unanimous consent, on motion of Mr. F. H. Woods,

Resolved, That the bill entitled "An act to amend an act in relation to the courts of oyer and terminer and the courts of sessions, held in and for the county of Albany, passed April 30, 1864," be referred to the committee on the judiciary, with power to report complete at any time.

By unanimous consent, on motion of Mr. F. H. Woods,

Resolved, That the bill entitled "An act to establish the jail liberties in and for the county of Albany," be referred to the sub-committee of the whole.

Mr. Lounsbury offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act explanatory of chapter 194, Laws of 1867, in relation to a revision of the Constitution," be considered in the first committee of the whole not full.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Frear,

Resolved, That the Senate bill entitled "An act to incorporate the United States Contracting Company," be referred to the committee on the affairs of cities, to report complete.

By unanimous consent, on motion of Mr. Moran,

Resolved, That the Senate bill entitled "An act to incorporate the National Safe Deposit Company," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

Mr. La Bau, from the committee on the judiciary, to which was referred

the bill entitled "An act in relation to the storage of combustible materials in the city of New York," reported in favor of the passage of the same, with an amendment; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the Park Savings Bank of Brooklyn," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act approving lines and grades established under authority of chapter 697 of Laws of 1867," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to incorporate the United States Contracting Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act to amend an act entitled 'An act to organize and establish a recorder's court in the city of Oswego,' passed March 26, 1849, and the acts amendatory thereof," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act authorizing the repairing and improving of Union street, from Columbia street to Gowanus canal, in the city of Brooklyn, and for the assessment and collection of the cost thereof, and changing the name of Bergen place to Union street," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. J. L. Flaggs, from the committee on ways and means, to which was recommitted the bill entitled "An act to provide payment to the Seventh regiment, National Guard, of the annual appropriation due under section 188 of the Military Code, for 1862, '63, '64 and '65," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Ackert,

Resolved, That the bill entitled "An act to improve Schemerhorn street, Brooklyn," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. J. L. Flaggs,

Resolved, That the bill entitled "An act in regard to the treasurer of Rensselaer county," be committed to the committee on ways and means, with power to report complete at any time.

By unanimous consent, on motion of Mr. Chism,

Resolved, That the bill entitled "An act to enable the directors of the Mutual Insurance Company of New Scotland, Albany county, to insure on the cash system, and to increase their risks," be referred to the committee on the judiciary, with power to report complete at any time.

By unanimous consent, on motion of Mr. Furman,

Resolved, That the Senate bill entitled "An act to authorize the city of Schenectady to purchase a steam fire engine," be recommitted to the committee on the affairs of cities, to report complete at any time.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to authorize the common council of the city of Buffalo to procure printing and advertising to be done for said city, in a newspaper printed in the English or German language, other than the official paper of said city."

"An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861, as subsequently amended."

"An act to incorporate the American and Foreign Joint Stock Company."

"An act confirming the acts of William R. Crandall, a constable of the town of Marshal, Oneida county."

"An act to amend an act entitled 'An act to incorporate the village of College Point, Queens county,' passed April 5, 1867."

"An act to incorporate the village of West Mount Vernon."

"An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference."

"An act to authorize certain towns in the counties of Oswego, Cayuga, Wayne, Monroe, Orleans and Niagara, to issue bonds and take stock in and for the construction of the Lake Ontario Shore railroad."

"An act to incorporate the New York and Brooklyn Iron Tubular Tunnel Company."

"An act to incorporate the West Albany Mechanics' Relief Association, of the city of Albany."

"An act in relation to the Law Library in the city of New York."

"An act to enable more fully to develop certain agricultural lands in the county of Albany."

"An act to incorporate the Orthopædic Dispensary in the city of New York."

"An act conferring additional corporate powers upon the village of Ellenville."

"An act in relation to gaslight companies in the city of New York."

"An act to extend the time for the collection of Spring, Phila and Division street assessments, in the village of Saratoga Springs, and to confirm the acts of the trustees relative thereto."

"An act to repeal an act entitled 'An act to incorporate the American Trades' Agency,' passed May 13, 1867."

"An act to define the duties and powers of commissioners of highways in the town of Cortlandt, in the county of Westchester, in relation to laying out and constructing new roads, and the construction of bridges in said town, and prescribing the mode of assessing and paying the costs and damages therefor."

"An act for the relief of James Gallagher."

"An act relative to the justices of the justices' court in and for the city of Troy."

"An act to amend an act entitled 'An act to amend the act entitled An act to incorporate the city of Troy,' passed March 29, 1822."

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitted the bill entitled "An act in relation to the water front of the port of New York," with power to report complete, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Flach, from the committee on the militia and public defence, to which was referred the bill entitled "An act for the relief of George W. Sauer," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Murphy,
Resolved, That the bill entitled "An act to provide payment to the Seventh regiment, National Guard, of the annual appropriation due under section 183 of the Military Code, for the years 1862, '63, '64 and '65," have its third reading at half-past four o'clock p. m.

The bill entitled "An act to authorize the trustees of rural cemeteries to impose a tax upon the lot owners in said cemeteries," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
 { NOES 14 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|---------------|-----------------|
| Babcock | Davis | Kinney | Place | Keels |
| Bamler | Eaton | Lefter | Pond | Skillman |
| Bentley | Flach | Little | Purdy | L. E. Smith |
| Buel | J. L. Flagg | Mann | Quinn | Speaker |
| Burhans | Frear | Matthewson | Raber | Stannard |
| D. Burns | Furman | McKiever | Ranney | Starr |
| P. Burns | Galvin | Miller | Reeve | Sumner |
| Cameron | Gleason | Moran | A. Richardson | Topliff |
| Campbell | Guigon | Murphy | S. Richardson | Van Valkenburgh |
| Chapman | Hartman | Nelson | Rider | Weed |
| G. Clark | Humphrey | O'Reilly | Riley | Wellington |
| W. S. Clark | Jacobs | Parshall | Root | Williams |
| Clausen | Keady | Penfield | Selkreg | F. H. Woods |
| Cornwall | Kiernan | Pitta | Sherman | Younglove |
| Daily | | | | |

Those who voted in the negative, were

| | | | | |
|--------|--------------|--------|-----------|---------|
| Ackert | Bradstreet | Irving | Loughran | Sullard |
| Balcom | F. H. Flagge | Juland | Loonsbury | Wells |
| Bennet | Hubbard | La Bau | Madden | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, Mr. D. Burns gave notice that he would at an early day, offer a resolution to suspend rule 20, for the purpose of placing on its final passage, the bill entitled "An act for the better regulation of ferries plying between New York city and the surrounding shores."

The bill entitled "An act for the more effectual protection of emigrants arriving at the port of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
 { NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|----------|----------|-------------|
| Ackert | Daily | Juland | Parshall | Skillman |
| Babcock | Davis | Keady | Pond | L. E. Smith |
| Balcom | Eaton | Kiernan | Prince | Speaker |
| Bamler | Flach | Kinney | Purdy | Stannard |
| Bradstreet | J. L. Flagg | La Bau | Quinn | Starr |
| Buel | F. H. Flagge | Lefter | Raber | Sullard |
| Burhans | Frear | Loughran | Ray | Sumner |
| D. Burns | Furman | Madden | Reeve | Tarbox |

| | | | | |
|-------------|----------|------------|---------------|-----------------|
| P. Burns | Galvin | Mann | A. Richardson | Topliff |
| Button | Guigon | Matthewson | S. Richardson | Torrey |
| Cameron | Halsey | McKiever | Rider | Trainer |
| Campbell | Hartman | Miller | Riley | Van Valkenburgh |
| Chapman | Hubbard | Moran | Root | Wellington |
| Chism | Humphrey | Murphy | Sargent | Wiley |
| W. S. Clark | Irving | Nicholson | Selkreg | Williams |
| Clausen | Jacobs | O'Reilly | Sherman | F. H. Woods |
| Cook | Johnson | Palmer | Skeels | Younglove |
| Cornwall | Jones | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the construction of an iron bridge over the Champlain canal, on Ferry street, in the village of Schuylerville, in the county of Saratoga," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|---------------|-----------------|
| Ackert | Clausen | Juland | Nicholson | Sherman |
| Allis | Cook | Keady | O'Reilly | Skeels |
| Babcock | Cornwall | Kiernan | Parshall | Skillman |
| Balcom | Daily | Kinney | Penfield | Speaker |
| Bamler | Eaton | La Bau | Pond | Stannard |
| Bennet | Flach | Leder | Prince | Sullard |
| Bentley | J. L. Flagg | Little | Purdy | Sumner |
| Bradstreet | F. H. Flagg | Loughran | Quinn | Topliff |
| Buel | Frear | Madden | Raber | Tower |
| D. Burns | Galvin | Mann | Reeve | Trainer |
| P. Burns | Gleason | Matthewson | A. Richardson | Van Valkenburgh |
| Campbell | Guigon | McKiever | S. Richardson | Wellington |
| Chapman | Hartman | Miller | Rider | Wells |
| Chism | Hubbard | Moran | Riley | Williams |
| G. Clark | Humphrey | Murphy | Root | F. H. Woods |
| W. S. Clark | Jacobs | Nelson | Selkreg | Younglove |

For the negative,

A. H. Andrew

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing and requiring the town of Franklinville, in the county of Cattaraugus to purchase and acquire title in said town for Buffalo and Washington Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|--------|----------|----------|
| Ackert | W. S. Clark | Jacobs | O'Reilly | Sherman |
| Allis | Cook | Juland | Parshall | Skeels |
| A. H. Andrew | Cornwall | Keady | Penfield | Skillman |

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| | | | | |
|----------|--------------|------------|---------------|-----------------|
| Balcom | Dally | Kinney | Place | L. E. Smith |
| Bamler | Davis | La Bau | Pond | Speaker |
| Bennet | Dayton | Lasher | Prince | Stannard |
| Bentley | Eaton | Lefler | Purdy | Sullard |
| Buel | Flach | Little | Quinn | Sumner |
| Burhans | F. H. Flagge | Madden | Raber | Topliff |
| D. Burns | Galvin | Mann | Reeve | Tower |
| P. Burns | Gleason | Matthewson | A. Richardson | Trainer |
| Button | Guigon | McKiever | S. Richardson | Van Valkenburgh |
| Cameron | Halsey | Miller | Rider | Wellington |
| Chapman | Hubbard | Moran | Riley | Wells |
| Chism | Humphrey | Murphy | Root | Younglove |
| G. Clark | Irving | Nelson | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. O'Reilly, from the committee on the petitions of aliens, to which was recommended the Senate bill entitled "An act to release to Nancy Crawford, all the estate, right, title and interest of the people of the State of New York in and to certain premises and real estate, situate in the village of Clintonville, in the county of Clinton," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act to incorporate the Cornwall Suspension Bridge Company, for the purpose of constructing and maintaining a suspension bridge, appurtenances and approaches to the same, over the Hudson river, at a point or points at or below Butter Hill, in the highlands, to some proper point opposite thereto on the east side of the river," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------------|
| Ackert | Chism | Irving | Penfield | Speaker |
| Allis | G. Clark | Jacobs | Place | Stannard |
| A. H. Andrew | W. S. Clark | Juliand | Pond | Starr |
| Balcom | Clausen | Keady | Prince | Sullard |
| Bamler | Cook | Kiernan | Raber | Sumner |
| Bennet | Dally | Lefler | Reeve | Topliff |
| Bentley | Davis | Little | S. Richardson | Tower |
| Brush | Eaton | Madden | Rider | Trainer |
| Buel | J. L. Flagge | Mann | Riley | Van Valkenburgh |
| Burhans | F. H. Flagge | McKiever | Root | Weed |
| D. Burns | Frear | Miller | Selkreg | Wellington |
| P. Burns | Furman | Murphy | Sherman | Wells |
| Button | Gleason | Nelson | Skeels | Williams |
| Cameron | Halsey | Nicholson | Skillman | F. H. Woods |
| Chapman | Hubbard | Parshall | L. E. Smith | Younglove |

Those who voted in the negative, were

Hartman O'Relley Quinn

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of Dorothea M. Palmer, wife of Henry N. Palmer, conferring jurisdiction on the canal appraisers to hear and determine her claim for compensation for lands appropriated to the enlargement of the Erie canal," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | Clausen | Juliland | Penfield | L. E. Smith |
| Allis | Cook | Keady | Place | Speaker |
| A. H. Andrew | Cornwall | Kiernan | Pond | Stannard |
| Babcock | Daily | Kinney | Prince | Starr |
| Balcom | Eaton | La Bau | Quinn | Sullard |
| Bamler | Flach | Lefler | Raber | Sumner |
| Bennet | J. L. Flagg | Loughran | Reeve | Toplif |
| Bradstreet | F. H. Flagg | Lounsbury | A. Richardson | Tower |
| Bristol | Frear | Madden | S. Richardson | Trainer |
| Brush | Furman | Mann | Riley | Van Valkenburgh |
| Burhans | Guigou | Miller | Root | Weed |
| D. Burns | Halsey | Murphy | Sargent | Wellington |
| Button | Hubbard | Nelson | Sherman | A. I. Wood |
| Chapman | Humphrey | Nicholson | Skeels | F. H. Woods |
| Chism | Jacobs | Parshall | Skillman | Younglove |
| W. S. Clark | Jones | | | |

Those who voted in the negative, were

| | | | |
|----------|---------|----------|---------|
| G. Clark | Hartman | McKiever | Selkreg |
|----------|---------|----------|---------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The hour of 4½ o'clock p. m. having arrived,

Pursuant to resolution, the bill entitled "An act to provide payment to the Seventh Regiment, National guard, of the annual appropriation due under section 183 of the Military Code for the years 1862, '63, '64 and '65," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 73 }
{ NOES 8 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Hubbard | Pond | Starr |
| A. H. Andrew | Clausen | Johnson | Quinn | Sullard |
| W. S. Andrews | Cook | Jones | Raber | Sumner |
| Balcom | Daily | Keady | A. Richardson | Toplif |
| Bamler | Dayton | Lefler | S. Richardson | Tower |
| Bennet | Decker | Little | Rider | Trainer |
| Bentley | Eaton | Loughran | Riley | Van Valkenburgh |
| Bergen | Flach | Madden | Rogers | Weed |
| Bradstreet | J. L. Flagg | Matthewson | Root | Wellington |
| Brush | F. H. Flagg | Murphy | Sargent | Wiley |
| Buel | Furman | Nicholson | Selkreg | Williams |
| Burhans | Galvin | O'Reilly | Skeels | A. I. Wood |
| Button | Gleason | Parshall | Skillman | F. H. Woods |
| Cameron | Halsey | Penfield | C. L. Smith | Younglove |
| Chism | Hartman | Place | | |

Those who voted in the negative, were

| | | | | |
|----------|----------|----------|--------|-------|
| Allis | G. Clark | McKiever | Palmer | Wells |
| D. Burns | Mann | Moran | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Jacobs introduced a bill entitled "An act to release to Margaret Sweeney, certain lands in the Twelfth ward of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

Also, a bill entitled "An act to regulate the use of pipe for conveying water to all and through buildings of public institutions and to other buildings," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

By unanimous consent,

Mr. Root introduced a bill entitled "An act to authorize the supervisor of the town of Westport, in the county of Essex, to convey certain lands to the Westport Cemetery Association," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Root, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Askert | Clausen | Irving | Palmer | Skeels |
| Allis | Coek | Jacobs | Parshall | Skillman |
| A. H. Andrew | Cornwall | Johnson | Penfield | L. E. Smith |
| W. S. Andrews | Daily | Jones | Place | Speaker |
| Bamler | Davis | Keady | Pond | Stannard |
| Bentley | Decker | Kiernan | Prince | Starr |
| Bigelow | Eaton | Kinney | Purdy | Sullard |
| Bradstreet | Farley | Little | Quinn | Sumner |
| Bristol | Flach | Loughran | A. Richardson | Topliff |
| Buel | F. H. Flagge | Madden | S. Richardson | Tower |
| Burhans | Frear | Mann | Rider | Trainer |
| D. Burns | Furman | Matthewson | Riley | Weed |
| P. Burns | Gifford | Miller | Root | Wellington |
| Cameron | Gleason | Moran | Sargent | Wells |
| Campbell | Guigon | Murphy | Selkreg | F. H. Woods |
| G. Clark | Hubbard | Nelson | Sherman | Younglove |
| W. S. Clark | Humphrey | O'Reilly | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Hudson Highland Suspension Bridge Company, for the purpose of constructing and maintaining a suspension bridge, appurtenances and approaches to the same, over the Hudson river, at a point or points between Verplanck's Point and Buttermilk Falls, on said river," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 85 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | Nicholson | Skillman |
| Allis | W. S. Clark | Irving | Palmer | L. E. Smith |
| A. H. Andrew | Clausen | Jacobs | Parshall | Speaker |
| W. S. Andrews | Cook | Jones | Penfield | Stannard |
| Balcom | Daily | Juliard | Prince | Starr |
| Bemus | Decker | Keady | Purdy | Sullard |
| Bennet | Eaton | Kiernan | Raber | Sumner |
| Bradstreet | Flach | Kinney | Ranney | Topliff |
| Bristol | J. L. Flagg | Lefler | Ray | Tower |
| Buel | F. H. Flagge | Little | Reeve | Trainer |
| Burhans | Frear | Madden | S. Richardson | Van Valkenburgh |
| P. Burns | Furman | Mann | Rider | Weed |
| Button | Galvin | Matthewson | Riley | Wellington |
| Cameron | Gleason | McKiever | Sargent | Wells |
| Campbell | Guigon | Miller | Selkreg | Wiley |
| Chapman | Halsey | Murphy | Sherman | F. H. Woods |
| Chism | Hartman | Nelson | Skeels | Younglove |

Those who voted in the negative, were

O'Reilley Quinn

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Jacobs moved to take from the table the motion to reconsider the vote heretofore taken on the Senate bill entitled "An act to amend section 8, chapter 463 of the Laws of 1853, in relation to corporations in the city of New York, in relation to life and health insurance companies."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Halsey | Nicholson | Skeels |
| Allis | Chism | Hasbrouck | O'Reilley | C. L. Smith |
| A. H. Andrew | G. Clark | Hubbard | Parshall | L. E. Smith |
| W. S. Andrews | W. S. Clark | Humphrey | Penfield | Speaker |
| Balcom | Clausen | Irving | Place | Stannard |
| Bamler | Cook | Jones | Prince | Sullard |
| Bemus | Cornwall | Juliard | Ranney | Sumner |
| Bennet | Dayton | Kinney | Ray | Topliff |
| Bigelow | Decker | Lefler | A. Richardson | Tower |
| Bradstreet | Eaton | Little | S. Richardson | Trainer |
| Bristol | Flach | Mann | Rider | Weed |
| Buel | J. L. Flagg | Matthewson | Riley | Wellington |
| Burhans | Frear | McKiever | Root | Wells |
| D. Burns | Furman | Miller | Selkreg | F. H. Woods |
| Button | Gleason | Murphy | Sherman | Younglove |
| Cameron | Guigon | | | |

Those who voted in the negative, were

P. Burns F. H. Flagge Hartman

By unanimous consent, on motion of Mr. Jacobs, said bill was amended by inserting as section 2, the following: "§ 2. This act shall apply to all life insurance companies organized under any laws of this State."

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|------------|
| Ackert | Clausen | Irving | Murphy | Riley |
| Allis | Cook | Jacobs | Nelson | Root |
| A. H. Andrew | Cornwall | Johnson | Nicholson | Sherman |
| W. S. Andrews | Daily | Jones | O'Reilly | Skeels |
| Balcom | Davis | Juliand | Palmer | Skillman |
| Bamler | Decker | Keady | Parshall | Speaker |
| Bentley | Eaton | Kiernan | Penfield | Stannard |
| Bigelow | F. H. Flagge | Kinney | Place | Sullard |
| Bradstreet | Frear | Little | Pond | Sumner |
| Bristol | Furman | Loughran | Purdy | Topliff |
| Buel | Galvin | Madden | Raber | Trainer |
| Burhans | Gleason | Mann | Ray | Weed |
| P. Burns | Guigon | Matthewson | Reeve | Wellington |
| Cameron | Hartman | McKiever | A. Richardson | Wells |
| Campbell | Hubbard | Miller | S. Richardson | Williams |
| Chapman | Humphrey | Moran | Rider | Younglove |
| W. S. Clark | | | | |

Those who voted in the negative, were

G. Clark Selkreg F. H. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act in relation to the Liverpool and Syracuse Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Howard | Nicholson | Selkreg |
| Allis | W. S. Clark | Humphrey | O'Reilly | Sherman |
| A. H. Andrew | Clausen | Irving | Palmer | Skeels |
| W. S. Andrews | Cook | Jacobs | Penfield | L. E. Smith |
| Balcom | Cornwall | Jones | Place | Starr |
| Bamler | Daily | Juliand | Pond | Sullard |
| Bennet | Decker | Keady | Prince | Sumner |
| Bigelow | Eaton | Kinney | Purdy | Topliff |
| Bradstreet | Flach | Lefler | Raber | Tower |
| Bristol | F. H. Flagge | Loughran | Ray | Trainer |
| Brush | Frear | Lounsbury | A. Richardson | Weed |
| Burhans | Furman | Madden | S. Richardson | Wellington |
| Button | Gleason | Matthewson | Rider | Williams |
| Cameron | Halsey | Miller | Riley | F. H. Woods |
| Campbell | Hasbrouck | Nelson | Root | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Penfield, from the committee on insurance companies, to which

was referred the bill entitled "An act to amend section 10 of an act passed April 17, 1857, forming town insurance companies," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Penfield, from the committee on insurance companies, to which was recommitted the bill entitled "An act to incorporate the Cosmos Life Policy Trust Company of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent,

Mr. Penfield, from the committee on insurance companies, to which was referred the bill entitled "An act in relation to transfer of securities deposited by insurance companies with the Superintendent of the Insurance Department," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Penfield, from the committee on insurance companies, to which was recommitted the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Dutchess County Mutual Insurance Company,' passed April 12, 1836, and an act to continue and extend the same, passed April 9, 1855," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Penfield, from the committee on insurance companies, to which was recommitted the Senate bill entitled "An act to amend the charter of Irving Fire Insurance Company," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. D. Burns moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. W. S. Clark moved that the House take a recess until 7½ o'clock P. M.

Mr. Matthewson moved as an amendment, that the House adjourn at 7 o'clock P. M.

Mr. Bentley moved as an amendment to the amendment, that the House adjourn at 6 o'clock P. M.

Mr. Speaker put the question whether the House would agree to said amendment of Mr. Bentley, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion, as amended, and it was determined in the affirmative.

The Senate bill entitled "An act to require the Nassau Railroad Company of Brooklyn, to change part of their route," being announced for third reading,

Mr. P. Burns moved to recommit the same to the committee of the whole, and that it be printed.

Debate ensuing,

Mr. Frear moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. P. Burns, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{AYES 75}
{NOES 5}

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Davis | Jones | O'Reilly | Selkreg |
| W. S. Andrews | Dayton | Keady | Palmer | Sherman |
| Balcom | Decker | Kinney | Parshall | Skillman |
| Bentley | Eaton | La Bau | Penfield | L. E. Smith |
| Bradstreet | Flach | Little | Pitts | Speaker |
| Buel | F. H. Flagge | Loughran | Place | Stannard |
| Burhans | Frear | Lounsbury | Pond | Sullard |
| Button | Furman | Mann | Quinn | Sumner |
| Cameron | Galvin | Matthewson | Raber | Tower |
| Campbell | Guigon | McKiever | Ranney | Trainer |
| Chapman | Hartman | Miller | Ray | Van Valkenburgh |
| Chism | Hubbard | Moran | S. Richardson | Wells |
| Clausen | Humphrey | Murphy | Rider | Williams |
| Cook | Jacobs | Nelson | Riley | F. H. Woods |
| Daily | Johnson | Nicholson | Root | Younglove |

Those who voted in the negative, were

| | | | | |
|--------|----------|----------|---------|------|
| Bamler | D. Burns | P. Burns | Topliff | Weed |
|--------|----------|----------|---------|------|

When the name of Mr. Murphy was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Tower, from the committee on banks, to which was recommitted the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Morrisania Savings Bank,' passed May 1, 1865," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Younglove moved to reconsider the vote fixing the hour of adjournment to-day at 6 o'clock p. m.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative.

Mr. Younglove moved to extend the time one hour, for the purpose of third reading of bills.

Mr. Murphy moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Murphy, and it was determined in the negative.

Mr. W. S. Andrews moved as an amendment to the motion of Mr. Younglove, that the House take a recess until 7½ o'clock p. m.

Mr. Speaker put the question whether the House would agree to said motion of Mr. W. S. Andrews, and it was determined in the negative.

Mr. Bradstreet moved as an amendment, that the House take a recess until 35 minutes past 7 o'clock p. m.

Mr. Pitts moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Bradstreet, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Younglove, as amended, and it was determined in the affirmative.

Thereupon, at 6 o'clock and 10 minutes, the House took a recess until 35 minutes past 7 o'clock p. m.

THIRTY-FIVE MINUTES PAST SEVEN O'CLOCK P. M.

The House again met.

By unanimous consent,

Mr. Chapman introduced a bill entitled "An act declaring valid the acts of notaries public in taking the proofs and acknowledgments of written instruments in certain cases," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to amend an act entitled 'An act to establish fire limits, and for the more effectual prevention of fires in the city of Brooklyn,' passed April 30, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act authorizing the Syracuse, Fayetteville and Manlius Railroad Company, to transfer all its rights, franchises and property to the Syracuse and Chenango Valley Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to enable the electors of any incorporated village of this State, to hold a special election of village officers in certain cases, and to legalize the acts of officers holding over," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

"An act to provide for the grading of a street in the city of Newburgh," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to authorize certain towns and villages in the counties of Onondaga, Madison and Chenango, to issue bonds to take stock in the Syracuse and Chenango Valley Railroad Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act to amend the charter of the United States Warehouse Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to authorize the judges of the several courts of the county of Kings to sentence prisoners for terms less than five years, to the penitentiary of said county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to amend an act entitled 'An act to improve the Gowanus canal, in the city of Brooklyn,' passed April 19, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to incorporate the Mutual Benefit Savings Bank, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to regulate the manner and payment of town subscriptions to the stock of the Dunkirk, Warren and Pittsburgh Railroad Company,"

which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act for the relief of James D. Shuler, conferring jurisdiction on the Canal Appraisers to hear and determine his claim for compensation for lands appropriated to the enlargement of the Erie canal," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

The Senate bill entitled "An act in relation to the Second Particular Baptist Church and Society of the city of Troy," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Irving | Nelson | Selkreg |
| Allis | Clausen | Jacobs | Nicholson | Sherman |
| W. S. Andrews | Cornwall | Johnson | Palmer | Skeels |
| Bamler | Dally | Jones | Parshall | Skillman |
| Bennet | Davis | Julland | Pitts | L. E. Smith |
| Bentley | Decker | Kiernan | Pond | Speaker |
| Bergen | Eaton | Kinney | Quinn | Stannard |
| Bradstreet | J. L. Flagg | La Bau | Raber | Sullard |
| Brush | F. H. Flagge | Little | Ranney | Sumner |
| Buel | Galvin | Loughran | Ray | Tarbox |
| Burhans | Gleason | Lounsbury | Reeve | Topliff |
| D. Burns | Guigon | Madden | A. Richardson | Weed |
| P. Burns | Halsey | Mann | S. Richardson | Wellington |
| Button | Hartman | Matthewson | Rider | Williams |
| Cameron | Hubbard | McKiever | Riley | F. H. Woods |
| Campbell | Humphrey | Miller | Root | Younglove |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to consolidate the cities of Brooklyn and Williamsburgh, and the town of Bushwick, into one municipal government, and to incorporate the same,' passed April 17, 1854, and the acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|-----------|-----------------|
| Ackert | Clausen | Jones | Nicholson | Skeels |
| Allis | Dally | Julland | Palmer | Skillman |
| W. S. Andrews | Davis | Keady | Parshall | L. E. Smith |
| Balcom | Decker | Kiernan | Pitts | Speaker |
| Bonus | Eaton | Kinney | Pond | Stevens |
| Bentley | F. H. Flagge | La Bau | Prince | Sullard |
| Bergen | Furman | Lasher | Quinn | Sumner |
| Bradstreet | Galvin | Leffer | Raber | Tarbox |
| Brush | Gleason | Little | Ranney | Topliff |
| Burhans | Guigon | Lounsbury | Ray | Trainer |
| D. Burns | Halsey | Mann | Reeve | Van Valkenburgh |

| | | | | |
|----------|----------|------------|---------------|-------------|
| P. Burns | Hubbard | Matthewson | A. Richardson | Wellington |
| Cady | Humphrey | McKiever | S. Richardson | Wiley |
| Cameron | Irving | Miller | Riley | Williams |
| Chapman | Jacobs | Moran | Root | F. H. Woods |
| Chism | Johnson | Nelson | Selkreg | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of Samuel Price," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Chism | Hartman | Mann | Root |
| Allis | G. Clark | Howard | McKiever | Selkreg |
| A. H. Andrew | W. S. Clark | Hubbard | Miller | Sherman |
| W. S. Andrews | Clausen | Humphrey | Moran | Skeels |
| Balcom | Cook | Irving | Murphy | Skillman |
| Bamler | Dally | Johnson | Nicholson | L. E. Smith |
| Bennet | Davis | Jones | Parshall | Speaker |
| Bentley | Decker | Julland | Pitts | Stannard |
| Bergen | Eaton | Keady | Pond | Sullard |
| Bradstreet | Farley | Kiernan | Quinn | Sumner |
| Buel | Flach | Kinney | Raber | Tower |
| D. Burns | F. H. Flagge | La Bau | Ranney | Trainer |
| P. Burns | Galvin | Loughran | Reeve | Weed |
| Button | Gleason | Lounsbury | A. Richardson | Williams |
| Cameron | Guigon | Madden | S. Richardson | F. H. Woods |
| Campbell | Halsey | Mallison | Riley | Younglove |
| Chapman | | | | |

Those who voted in the negative, were

Burhans Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Rochester Bridge Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|-----------|-----------------|
| Ackert | G. Clark | Humphrey | Murphy | Selkreg |
| Allis | W. S. Clark | Irving | Nicholson | Sherman |
| A. H. Andrew | Cook | Jacobs | Palmer | Skeels |
| Balcom | Davis | Jones | Parshall | Speaker |
| Bentley | Decker | Julland | Penfield | Stannard |
| Bergen | Eaton | Keady | Pitts | Sullard |
| Bradstreet | Flach | Kiernan | Pond | Tarbox |
| Buel | F. H. Flagge | Kinney | Prince | Topliff |
| Burhans | Frear | La Bau | Quinn | Tower |
| D. Burns | Galvin | Loughran | Ranney | Trainer |
| P. Burns | Gleason | Madden | Ray | Van Valkenburgh |

| | | | | |
|----------|---------|------------|-------|-------------|
| Button | Halsey | Mann | Reeve | Wellington |
| Cameron | Hartman | Matthewson | Rider | F. H. Woods |
| Campbell | Howard | Miller | Riley | Younglove |
| Chism | Hubbard | Moran | Root | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act confirming the acts of the people of the towns of Ellicottville, Machias and Great Valley, in the county of Cattaraugus, and authorizing the said several towns to subscribe to the capital stock of the Cattaraugus Railway Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 7 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | Cameron | Hartman | Murphy | Skillman |
| Allis | Campbell | Hubbard | Nelson | L. E. Smith |
| A. H. Andrew | Chism | Humphrey | Palmer | Speaker |
| Balcom | Clausen | Irving | Parshall | Stannard |
| Bamler | Cook | Johnson | Pond | Sullard |
| Bemus | Daily | Jones | Quinn | Sumner |
| Bennet | Davis | Julland | Ranney | Topliff |
| Bentley | Dayton | Keady | Reeve | Tower |
| Bergen | Decker | Kiernan | A. Richardson | Trainer |
| Bradstreet | Eaton | La Ban | S. Richardson | Van Valkenb'rgb |
| Brush | Flach | Lasher | Rider | Weed |
| Buel | F. H. Flagg | Little | Riley | Wellington |
| Burhans | Galvin | Loughran | Root | Wells |
| D. Burns | Gleason | Lounsbury | Sherman | F. H. Woods |
| P. Burns | Gulgon | Matthewson | Skeels | Younglove |
| Button | Halsey | Miller | | |

Those who voted in the negative, were

| | | | | |
|----------|----------|---------|--------|----------|
| G. Clark | Penfield | Selkreg | Tarbox | Williams |
| Howard | Pitts | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act for making indices of the deeds, mortgages, writings, documents and maps of record in the county of Richmond, and for the payment of the cost and expenses thereof, and of the books and materials thereof, and of the books and materials required for the same,' passed May 16, 1867," being announced for third reading,

By unanimous consent, on motion of Mr. La Ban, said bill was amended by inserting after the word "indices," line 8, engrossed bill, section 2, the words, "but the amount of such compensation shall in no case under the provisions of this act, exceed the sum of eight thousand dollars."

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Irving | Palmer | Skillman |
| Allis | Clausen | Jacobs | Penfield | L. E. Smith |
| W. S. Andrews | Cook | Jones | Pitts | Stannard |
| Balcom | Daily | Julland | Pond | Starr |
| Bamler | Davis | Keady | Prince | Sullard |
| Bergen | Decker | Kiernan | Purdy | Sumner |
| Bigelow | Eaton | Kinney | Raber | Tarbox |
| Bradstreet | Flach | La Bau | Ranney | Topliff |
| Brush | F. H. Flagge | Little | Reeve | Tower |
| Buel | Frear | Loughran | A. Richardson | Trainer |
| P. Burns | Galvin | Madden | S. Richardson | Van Valkenb'rgh |
| Button | Gleason | Mann | Rider | Wellington |
| Cameron | Guigou | Matthewson | Riley | Wells |
| Campbell | Halsey | McKiever | Sargent | Williams |
| Chapman | Hartman | Miller | Selkreg | F. H. Woods |
| Chism | Hubbard | Murphy | Sherman | Younglove |
| G. Clark | Humphrey | Nelson | Skeels | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the collection of certain unpaid county taxes in the city of Rochester, in the county of Monroe," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chapman | Hartman | Nelson | Sherman |
| Allis | Chism | Hubbard | Nicholson | Skeels |
| W. S. Andrews | G. Clark | Humphrey | O'Reilley | Skillman |
| Balcom | W. S. Clark | Irving | Palmer | L. E. Smith |
| Bamler | Cornwall | Jacobs | Penfield | Stannard |
| Bennet | Daily | Jones | Pitts | Starr |
| Bentley | Davis | Julland | Pond | Sumner |
| Bergen | Decker | Keady | Prince | Tarbox |
| Bradstreet | Eaton | Kiernan | Purdy | Topliff |
| Brush | Farley | Kinney | Quinn | Torrey |
| Buel | Flach | La Bau | Ranney | Trainer |
| Burhans | F. H. Flagge | Little | Reeve | Van Valkenb'rgh |
| D. Burns | Frear | Lounsbury | A. Richardson | Weed |
| P. Burns | Galvin | Madden | S. Richardson | Wellington |
| Button | Gleason | Matthewson | Riley | Williams |
| Cameron | Guigou | McKiever | Root | F. H. Woods |
| Campbell | Halsey | Miller | Selkreg | Younglove. |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend section 31 of chapter 873 of the Laws of 1866, passed May 4, 1866, and section 32 of chapter 939, passed May 17, 1867, relating to buildings and the keeping and storage of combustible materials in the city of New York," being announced for third reading,

Mr. F. H. Flagge moved to recommit the same to the committee on the affairs of cities, with instructions to strike out the enacting clause.

Mr. F. H. Woods moved to lay the same on the table.

Mr. P. Burns moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion to lay on the table, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. F. H. Flagge, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 68 }
{ NOES 22 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|------------|---------------|-----------------|
| Ackert | Cameron | Johnson | Parshall | Stannard |
| Allis | Campbell | Jones | Penfield | Starr |
| A. H. Andrew | Chapman | Julland | Pond | Sullard |
| W. S. Andrews | G. Clark | Kiernan | Quinn | Summer |
| Balcom | Cook | La Bau | Raber | Topliff |
| Bennet | Dally | Lasher | Reeve | Torrey |
| Bentley | Decker | Little | A. Richardson | Tower |
| Bergen | Eaton | Loughran | Rider | Trainer |
| Bradstreet | Frear | Mann | Root | Van Valkenburgh |
| Bristol | Furman | Matthewson | Sherman | Wellington |
| Burhans | Galvin | McKiever | Skels | Wells |
| D. Burns | Gleason | Moran | Skillman | F. H. Woods |
| P. Burns | Guigon | Murphy | L. E. Smith | Younglove |
| Button | Hartman | Nelson | | |

Those who voted in the negative, were

| | | | | |
|-------------|--------------|--------|---------------|----------|
| Brush | F. H. Flagge | Keady | Ranney | Speaker |
| W. S. Clark | Halsey | Madden | Ray | Tarbox |
| Davis | Howard | Miller | S. Richardson | Weed |
| Dayton | Hubbard | Palmer | Selkreg | Williams |
| Flach | Irving | | | |

When the name of Mr. Brush was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. P. Burns was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitted the Senate bill entitled "An act to incorporate the New York Elevator Company," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act to authorize the construction of a railroad in Third street, and in certain other streets and avenues in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|----------|-----------------|
| Ackert | Chism | Guigou | Miller | L. E. Smith |
| Balcom | W. S. Clark | Halsey | Murphy | Speaker |
| Bemus | Cook | Hartman | Nelson | Stannard |
| Bennet | Daily | Hubbard | Palmer | Starr |
| Bentley | Davis | Irving | Pond | Sumner |
| Bergen | Dayton | Johnson | Purdy | Torrey |
| Bradstreet | Decker | Jones | Quinn | Tower |
| Bristol | Eaton | Kiernan | Raber | Trainer |
| Brush | Flach | Lasher | Ranney | Van Valkenburgh |
| D. Burns | F. H. Flagge | Little | Ray | Wellington |
| P. Burns | Frear | Loughran | Reeve | Wells |
| Button | Furman | Mann | Riley | Williams |
| Campbell | Galvin | Matthewson | Skeels | F. H. Woods |
| Chapman | Gifford | McKiever | Skillman | |

Those who voted in the negative, were

| | | | | |
|--------------|--------|---------------|-------|---------|
| A. H. Andrew | Keady | Penfield | Rider | Selkreg |
| Cameroon | La Bau | S. Richardson | Root | Tarbox |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Keady, the bill entitled "An act for the better regulation of the ferries between the city of New York and the surrounding shores," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | Cameron | Guigou | Nelson | Rider |
| A. H. Andrew | Campbell | Halsey | Palmer | Root |
| Babcock | G. Clark | Hartman | Parshall | Sargent |
| Balcom | W. S. Clark | Howard | Penfield | Selkreg |
| Bamler | Cook | Irving | Place | Sherman |
| Bennet | Cornwall | Johnson | Pond | Skeels |
| Bentley | Daily | Juliland | Prince | Skillman |
| Bigelow | Davis | Kiernan | Purdy | L. E. Smith |
| Bradstreet | Dayton | Kinney | Quinn | Speaker |
| Bristol | Decker | La Bau | Raber | Sullard |
| Brush | Eaton | Lefler | Ranney | Sumner |
| Buel | F. H. Flagge | Little | Ray | Tarbox |
| Burhans | Frear | Mann | Reeve | Topliff |
| D. Burns | Furman | Matthewson | A. Richardson | Wells |
| P. Burns | Galvin | McKiever | S. Richardson | F. H. Woods |
| Button | Gleason | Miller | | |

Those who voted in the negative, were

| | | |
|-------|--------|-------|
| Keady | Madden | Starr |
|-------|--------|-------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Kiernan, the bill entitled "An act to regulate the rate of ferriage between the cities of New York and Brooklyn, Eastern district," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cameron | Howard | Moran | Solkreg |
| A. H. Andrew | Campbell | Irving | Murphy | Sherman |
| W. S. Andrews | Chapman | Johnson | Palmer | Skeels |
| Balcom | G. Clark | Jones | Parshall | Skillman |
| Bamler | W. S. Clark | Juliland | Penfield | L. E. Smith |
| Bennet | Clausen | Keady | Pond | Speaker |
| Bentley | Daily | Kiernan | Quinn | Stannard |
| Bergen | Dayton | La Bau | Raber | Sullard |
| Bradstreet | Decker | Lefler | Ranney | Sumner |
| Bristol | Eaton | Little | Ray | Tarbox |
| Brush | Flach | Loughran | Reeve | Topliff |
| Buel | F. H. Flagge | Madden | A. Richardson | Trainer |
| Burhans | Galvin | Mann | S. Richardson | Weed |
| D. Burns | Guigon | Matthewson | Rider | Wells |
| P. Burns | Halsey | McKiever | Riley | Williams |
| Button | Hartman | Miller | Root | F. H. Woods |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to establish the quorum of the local board of the Oswego normal and training school," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chapman | Hartman | Moran | Root |
| A. H. Andrew | G. Clark | Hubbard | Murphy | Solkreg |
| W. S. Andrews | W. S. Clark | Humphrey | Palmer | Sherman |
| Bamler | Clausen | Irving | Parshall | Skillman |
| Bentley | Cook | Jacobs | Pond | L. E. Smith |
| Bergen | Cornwall | Johnson | Prince | Speaker |
| Bradstreet | Daily | Jones | Purdy | Stannard |
| Bristol | Davis | Juliland | Quinn | Sullard |
| Buel | Decker | Keady | Raber | Sumner |
| Burhans | Eaton | Lasher | Ranney | Tarbox |
| D. Burns | Flach | Lounsbury | Reeve | Topliff |
| P. Burns | F. H. Flagge | Mann | A. Richardson | Williams |
| Button | Frear | Matthewson | S. Richardson | F. H. Woods |
| Cameron | Guigon | McKiever | Rider | Younglove |
| Campbell | Halsey | Miller | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Button,

Resolved, That the Senate bill entitled "An act for the relief of Russell Martin, assignee of William McArthur," be considered in the first committee of the whole not full.

The bill entitled "An act for the relief of Adam K. Diefendorf, of the town of Minden, Montgomery county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | Nelson | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | O'Reilly | Speels |
| Balcom | Cook | Irving | Palmer | Skillman |
| Bamler | Daily | Jacobs | Pitts | L. E. Smith |
| Bennet | Davis | Johnson | Place | Speaker |
| Bergen | Dayton | Juliland | Pond | Stannard |
| Bradstreet | Decker | Keady | Prince | Starr |
| Bristol | Eaton | Kiernan | Purdy | Sullard |
| Brush | Flach | La Bau | Quinn | Sumner |
| Buel | F. H. Flagge | Lasher | Raber | Topliff |
| Burhans | Frear | Lefler | Ranney | Tower |
| D. Burns | Furman | Loughran | Reeve | Trainer |
| P. Burns | Galvin | Lounsbury | A. Richardson | Van Valkenburgh |
| Button | Gleason | Madden | S. Richardson | Wellington |
| Cameron | Guigou | Matthewson | Rider | Wiley |
| Campbell | Halsey | McKiever | Riley | Williams |
| Chapman | Hartman | Miller | Sargent | F. H. Woods |
| Chism | Howard | Murphy | Selkreg | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the charter of the Irving Fire Insurance Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Allis | Chapman | Hubbard | Palmer | Skillman |
| A. H. Andrew | G. Clark | Irving | Parshall | L. E. Smith |
| W. S. Andrews | W. S. Clark | Jacobs | Penfield | Stannard |
| Balcom | Cook | Johnson | Pitts | Starr |
| Bamler | Daily | Jones | Pond | Sullard |
| Bemus | Davis | Juliland | Prince | Tarbox |
| Bentley | Dayton | Keady | Purdy | Topliff |
| Bergen | Decker | Kiernan | Raber | Tower |
| Bradstreet | Eaton | La Bau | Ranney | Trainer |
| Bristol | Frear | Lasher | Reeve | Wellington |
| Brush | Furman | Loughran | A. Richardson | Wendover |
| Burhans | Galvin | Matthewson | S. Richardson | Wiley |
| D. Burns | Guigou | McKiever | Rider | Williams |
| P. Burns | Halsey | Miller | Selkreg | F. H. Woods |
| Button | Hartman | Moran | Sherman | Younglove |
| Cameron | Howard | Murphy | Skeels | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Younglove, at 9 o'clock and 10 minutes, the House adjourned.

SATURDAY, APRIL 18, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Burton, of Michigan.

The minutes of yesterday were read and approved.

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act to require the Nassau Railroad Company of Brooklyn to change part of their route.

Ordered, That the Clerk return said bill to the Senate.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to divide the town of Pierrepont."

"An act to authorize the laying out of a public highway in the town of Flushing, in the county of Queens."

"An act to amend an act entitled 'An act to incorporate the Clinton Liberal Institute,' passed April 29, 1834, by changing the method of electing its trustees."

"An act to authorize certain towns in the counties of Schoharie, Albany, Greene, Delaware and Ulster to issue bonds and take stock in and for the extension of the Schoharie Valley railroad."

"An act to provide for the payment of certain fines and penalties collected in the city and town of Newburgh, in the county of Orange, to the commissioners of the alms house of said city and town."

"An act to amend an act entitled 'An act for the better regulation of firemen in the city of Brooklyn,' passed February 17, 1857, and the acts amendatory thereof, passed April 2, 1863."

"An act to incorporate the Friendly Society of St. Ambrose Church in the city of New York."

"An act to amend the charter of the Buffalo Street Railroad Company, to authorize it to purchase the railroad, right of way, and property of the Niagara Street Railroad Company, and to dissolve the latter company."

"An act to make the village of Lisle, in the county of Broome, a separate road district, and to confer additional powers upon the trustees of said village."

"An act to incorporate the Security Savings Bank of Buffalo."

"An act to increase the salary of the assessors of the city of Schenectady."

"An act to discontinue the shore road in Westfield, Richmond county, State of New York."

"An act in relation to the Utica, Chenango and Susquehanna Valley Railroad Company."

"An act to authorize the building of a bridge across Beaver Dam creek, in the town of Southampton, in Suffolk county."

"An act to release the interest of the people of the State of New York to Max Steininger."

"An act in relation to draining certain bog and swamp lands in the towns of De Witt and Onondaga, in the county of Onondaga."

"An act to reduce the number of directors of the Clinton Fire Insurance Company of the city of New York."

"An act to re-organize the Congregational and Baptist Society of North Murray, and to incorporate the First Baptist Church and Society of Kendall, Orleans county."

"An act to provide for the construction of vertical stone walls along the berme bank of the Erie canal, in the villages of Medina and Albion, and appropriating money therefor."

"An act to provide for the drainage of the low lands in the south part of the town of Pendleton, in the county of Niagara."

"An act to authorize the board of supervisors of Erie county to levy a tax upon the town of Aurora, for the benefit of the Aurora academy."

"An act in relation to chapter 839 of the Laws of 1866, relative to the consolidation of school districts, Nos. 7 and 28, in the town and county of Onondaga."

"An act appointing James Van Horn, Lorenzo Webster and Stephen F. Gooding, commissioners for draining certain lands in the towns of Newfane and Hartford, in the county of Niagara."

"An act to amend an act entitled 'An act concerning the district attorney of the county of Orange,' passed April 29, 1846."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to His Excellency the Governor, requesting the return to the Senate of the bill entitled "An act in relation to partnerships, and the use by new partnerships of the names of former partnerships," for correction.

Ordered, That said resolution be laid on the table.

Mr. Speaker presented the following communication from H. A. Barnum, president of the Board of Inspectors of State prisons:

ALBANY, April 18, 1868.

Hon. William Hitchman, Speaker of the Assembly:

Sir—In reply to resolution of your honorable body, passed April 15, requesting the Inspectors of State prisons to report "whether any contract has been made for the employment of convict labor in any of the State prisons in type setting or printing."

I have the honor to state that a contract for the labor of seventy-five convicts, to be employed at the Sing Sing prison upon printing, stereotyping and electrotyping, was awarded in January last to James B. Swain and F. B. Fisher, to take effect April 1st, and that said contract has been duly executed.

H. A. BARNUM.

Which was laid on the table and ordered printed.

(See Doc. No. 155.)

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the bill entitled "An act to amend chapter 483 of Laws of 1867, being an act to prevent injury and loss of life to persons on railroad cars, and in relation to a uniform for the employees thereof," have its third reading at 11 o'clock A. M., April 18, 1868.

By unanimous consent, on motion of Mr. J. L. Flagg, the bill entitled "An act making appropriations for certain public and charitable institutions," was committed to the same committee of the whole as the New York tax levy bill.

Mr. Speaker announced the special order being the bills entitled as follows:

"An act relative to the county of New York, and to provide for the support and uses of the county government by tax, and to improve its property, increase its revenues, and to regulate its officers and its expenditures."

"An act making appropriations for certain public and charitable institutions."

The House then resolved itself into a committee of the whole on said bills; and after some time spent therein, Mr. La Bau, from said committee, reported progress on said first mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Frear moved to discharge the committee of the whole from the further consideration of said bill, and that it be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 36 }
{ NOES 58 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|---------|----------|---------|
| Bamler | Decker | Hartman | McKiever | Riley |
| Bergen | Flach | Jacobs | Moran | Sherman |
| Bristol | J. L. Flagg | Johnson | Murphy | Speaker |
| D. Burns | F. H. Flagge | Jones | Nelson | Sumner |
| Campbell | Frear | Keady | Prince | Tower |
| Chism | Galvin | Kiernan | Quinn | Trainer |
| Daily | Gifford | Lefler | Raber | Wiley |
| Dayton | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|-----------|---------------|-----------------|
| Ackert | G. Clark | La Bau | Ray | Sullard |
| Allis | Cook | Lawrence | Reeve | Tarbox |
| A. H. Andrew | Davis | Little | A. Richardson | Topliff |
| Balcom | Furman | Loughran | S. Richardson | Torrey |
| Bennet | Gleason | Lounsbury | Rider | Van Valkenburgh |
| Bentley | Gulgou | Mann | Root | Weed |
| Bradstreet | Halsey | Miller | Selkreg | Wellington |
| Brush | Howard | Nicholson | Skillman | Wells |
| Buel | Humphrey | Parshall | L. E. Smith | Williams |
| Burhans | Irving | Penfield | Stannard | A. I. Wood |
| Button | Juliland | Place | Starr | Younglove |
| Cameron | Kinney | Ranney | | |

Mr. Speaker then put the question whether the House would grant leave to sit again, and it was determined in the affirmative.

Mr. Jacobs moved to make the same the special order for Tuesday evening, at 7½ o'clock.

Mr. Tarbox moved to strike out the word "Tuesday," and insert the word "Wednesday."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Tarbox, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Jacobs, as amended, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. La Bau, from said committee, also reported progress on said last mentioned bill, and asked leave to sit again.

The question being on granting leave,

On motion of Mr. J. L. Flagg, the committee of the whole were discharged from the further consideration of said bill, and the same was ordered engrossed and to a third reading.

The hour of 11 o'clock A. M., having arrived,

Pursuant to resolution, the bill entitled "An act to amend chapter 483 of Laws of 1867, being an act to prevent injury and loss of life to persons on railroad cars, and in relation to a uniform for the employees thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 19 }
{ NOES 67 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|---------|-----------|-------------|
| Ackert | Burhans | Galvin | Miller | Skillman |
| Bentley | Cameron | Hubbard | Nicholson | L. E. Smith |
| Bradstreet | J. L. Flagg | Kinney | Ray | Stevens |
| Buel | F. H. Flagge | Lefler | Skeels | |

Those who voted in the negative, were

| | | | | |
|---------------|----------|-----------|---------------|-----------------|
| A. H. Andrew | Daily | Juliand | Penfield | Topliff |
| W. S. Andrews | Davis | Keady | Place | Torrey |
| Balcom | Dayton | Kiernan | Quinn | Tower |
| Bennet | Eaton | Lasher | Ranney | Trainer |
| Bergen | Frear | Little | Reeve | Van Valkenb'rgh |
| D. Burns | Gleason | Loughran | A. Richardson | Weed |
| Button | Guigon | Lounsbury | S. Richardson | Wellington |
| Campbell | Halsey | Mann | Rider | Wells |
| Chapman | Hartman | McKiever | Selkreg | Wendover |
| Chism | Howard | Moran | Speaker | Wiley |
| G. Clark | Humphrey | Murphy | Stannard | Williams |
| W. S. Clark | Irving | Nelson | Sullard | A. I. Wood |
| Clausen | Johnson | Parshall | Tarbox | Younglove |
| Cook | Jones | | | |

Mr. W. S. Clark moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the negative.

{ AYES 41 }
{ NOES 49 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|-----------|-------------|
| W. S. Andrews | W. S. Clark | Hubbard | Miller | Skeels |
| Balcom | Davis | Humphrey | Nelson | Skillman |
| Bamler | Dayton | Kiernan | Nicholson | L. E. Smith |
| Bentley | Eaton | Lasher | Pond | Stannard |
| Bergen | Flach | Lefler | Prince | Starr |
| Bradstreet | J. L. Flagg | Little | Quinn | Topliff |
| Brush | Gifford | Lounsbury | Root | Torrey |
| Burhans | Gleason | Matthewson | Sherman | Wiley |
| G. Clark | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|----------|---------------|-----------------|
| Ackert | Frear | Keady | Raber | Sullard |
| A. H. Andrew | Furman | Kinney | Ranney | Trainer |
| Bennet | Galvin | La Bau | Reeve | Van Valkenb'rgh |
| D. Burns | Guigon | Loughran | A. Richardson | Weed |
| Cameron | Halsey | Mann | S. Richardson | Wellington |
| Campbell | Hartman | McKiever | Rider | Wells |
| Chapman | Howard | Moran | Riley | Wendover |
| Clausen | Irving | Murphy | Selkreg | Williams |
| Cook | Jacobs | Parshall | Speaker | Younglove |
| Daily | Juliand | Place | Stevens | |

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 19 }
{ NOES 58 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|------------|-----------|-------------|
| Bamler | W. S. Clark | Hubbard | Miller | Sherman |
| Bentley | Dayton | Lefler | Nicholson | Skillman |
| Bergen | Gifford | Little | Prince | L. E. Smith |
| Burhans | Gleason | Matthewson | Ray | |

Those who voted in the negative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------------|
| Ackert | Daily | Irving | Place | Stevens |
| A. H. Andrew | Davis | Jones | Quinn | Tarbox |
| Balcom | Eaton | Juliland | Raber | Topliff |
| Bennet | F. H. Flagge | Keady | Ranney | Torrey |
| Bradstreet | Frear | Kiernan | Reeve | Trainer |
| D. Burns | Furman | Kinney | A. Richardson | Van Valkenburgh |
| Cameron | Galvin | Loughran | Rider | Weed |
| Chapman | Guilgon | Lounsbury | Root | Wellington |
| Chism | Halsey | McKiever | Selkreg | Williams |
| G. Clark | Hartman | Moran | Speaker | A. I. Wood |
| Clausen | Howard | Murphy | Stannard | Younglove |
| Cook | Humphrey | Nelson | | |

Mr. Frear, from the committee on the affairs of cities, to which was recommended the bill entitled "An act to provide for paving in the city of Brooklyn, Schermerhorn street, from Clinton street to Flatbush avenue; Lafayette avenue, from Flatbush to Bedford avenue; Gates avenue, from Fulton to Bedford avenue, with improved Belgian, or any other improved pavement," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommended the bill entitled "An act to amend an act to amend and reduce to one act the several acts relating to buildings, and the keeping and storing of combustible materials in the city of New York, passed May 4, 1866, and the act amendatory thereof, passed May 17, 1867," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommended the bill entitled "An act to alter the map or plan of certain portions of the city of New York, and for the laying out and improvement of the same," with power to report complete, reported the same complete, with an amendment; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommended the Senate bill entitled "An act to amend chapter 164 of the Laws of 1865, entitled 'An act to extend the time for the commencement and construction of the Grand Hotel Company of New York city,' passed March 22, 1865," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommended the Senate bill entitled "An act to incorporate the United States Contracting Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommended the Senate bill entitled "An act to enable the National

Life Deposit Company of the city of New York to complete its organization and commence business," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act to authorize the city of Schenectady to purchase an additional steam fire engine," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Speaker announced the order of business, "third reading of bills."

Mr. Little moved to lay the same on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitted the Senate bill entitled "An act to authorize Lewis Runyan to establish and maintain a ferry across the Seneca lake at Lodi Landing," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

Mr. Chapman, from the committee on canals, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to incorporate the president, managers and company of the Delaware and Hudson Canal Company,' passed April 23, 1823," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Nelson,

Resolved, That the bill entitled "An act to incorporate the Peekskill Water Works Company," have its third reading at 12 o'clock.

Mr. Prince, from the committee on railroads, to which was recommitted the bill entitled "An act to incorporate the Pullman Pacific Car Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to regulate the fees of justices of the peace attending as justices of sessions at the criminal terms of the several courts of record within the county of Erie," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|------------|
| Ackert | Chism | Hartman | Miller | Sherman |
| A. H. Andrew | G. Clark | Howard | Moran | Skeels |
| Balcom | W. S. Clark | Hubbard | Nelson | Skillman |
| Bamler | Cook | Irving | Nicholson | Starr |
| Bemus | Daily | Jacobs | Parshall | Stevens |
| Bennet | Davis | Juland | Penfield | Sumner |
| Bentley | Dayton | Keady | Pond | Tarbox |
| Bergen | Decker | Kinney | Prince | Topliff |
| Bradstreet | Eaton | La Bau | Purdy | Tower |
| Brush | Flach | Lasher | Raber | Trainer |
| Buel | J. L. Flagg | Lefler | Ranney | Wellington |
| Burhans | F. H. Flagg | Loughran | Ray | Wells |
| D Burns | Frear | Lounsbury | A. Richardson | Wiley |

Button
Cameron
Campbell
Chapman

Gifford
Guigou
Halsey

Mann
Matthewson
McKiever

S. Richardson , Williams
Sargent F. H. Woods
Selkreg Younglove

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the common council of the city of Buffalo to procure printing and advertising to be done for said city, in a newspaper printed in the English or German language, other than the official paper of said city, and to pay therefor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Nelson | Skillman |
| A. H. Andrew | Daily | Irving | Nicholson | L. E. Smith |
| W. S. Andrews | Davis | Jacobs | Parshall | Starr |
| Balcom | Dayton | Jones | Penfield | Stevens |
| Bemus | Decker | Juliaud | Pond | Sullard |
| Bennet | Eaton | Keady | Prince | Sumner |
| Bergen | Flach | Kiernan | Quinn | Topliff |
| Bradstreet | J. L. Flagg | Kinney | Raber | Tower |
| Bristol | F. H. Flagg | La Bau | Ray | Trainer |
| Brush | Frear | Lefler | Reeve | Van Valkenburgh |
| Burhans | Furman | Lounsbury | S. Richardson | Wellington |
| D. Burns | Gleason | Madden | Riley | Wells |
| P. Burns | Guigou | Mann | Root | Wiley |
| Button | Halsey | Matthewson | Selkreg | Williams |
| Campbell | Hartman | McKiever | Sherman | A. I. Wood |
| Chapman | Howard | Miller | Skels | Younglove |
| Chism | Hubbard | Murphy | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitted the Senate bill entitled "An act to appoint commissioners of fisheries for the State of New York," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent, on motion of Mr. Furman, the Senate bill entitled "An act to authorize the city of Schenectady to purchase an additional steam fire engine," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|-------------|
| Ackert | G. Clark | Hubbard | Murphy | Selkreg |
| A. H. Andrew | W. S. Clark | Humphrey | Nelson | Sherman |
| W. S. Andrews | Daily | Irving | Nicholson | Skels |
| Balcom | Davis | Jacobs | Palmer | Skillman |
| Bamler | Dayton | Jones | Parshall | L. E. Smith |
| Bennet | Decker | Juliaud | Penfield | Starr |

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Bentley | Eaton | Keady | Pond | Sullard |
| Bergen | Flach | Kiernan | Prince | Sumner |
| Bradstreet | J. L. Flagg | Kinney | Quinn | Tarbox |
| Bristol | F. H. Flagge | La Bau | Raber | Topliff |
| Brush | Frear | Lefler | Ranney | Torrey |
| Burhans | Furman | Lounsbury | Ray | Tower |
| D. Burns | Gifford | Madden | Reeve | Trainer |
| P. Burns | Gleason | Mann | S. Richardson | Van Valkenb'rgh |
| Button | Halsey | Matthewson | Rider | Weed |
| Cameron | Hartman | McKiever | Riley | Wellington |
| Campbell | Hasbrouck | Miller | Sargent | F. H. Woods |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to change the name of the New York Ladies Educational Union," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|------------|
| Ackert | Cameron | Gnigon | Moran | Sargent |
| Allis | Campbell | Hartman | Nelson | Selkreg |
| A. H. Andrew | Chism | Hasbrouck | O'Reilly | Sherman |
| W. S. Andrews | G. Clark | Hubbard | Parshall | Starr |
| Balcom | Daily | Humphrey | Pond | Stevens |
| Bamler | Davis | Jacobs | Prince | Sullard |
| Bennet | Dayton | Johnson | Purdy | Sumner |
| Bentley | Decker | Juliand | Raber | Tarbox |
| Bergen | Eaton | Keady | Ranney | Topliff |
| Bradstreet | Flach | Kiernan | Ray | Tower |
| Bristol | J. L. Flagg | La Bau | Reeve | Trainer |
| Brush | Frear | Lounsbury | A. Richardson | Weed |
| Burhans | Furman | Mann | S. Richardson | Wellington |
| D. Burns | Galvin | Matthewson | Rogers | Younglove |
| Button | Gleason | Miller | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Murphy,

Resolved, That the bill entitled "An act to authorize the street commissioner of the city of New York to make a contract for the filling of certain sunken lots, &c.," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

The bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861, as subsequently amended," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|--------|---------|
| Ackert | W. S. Clark | Hubbard | Murphy | Sherman |
| A. H. Andrew | Cook | Humphrey | Nelson | Skeels |

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| W. S. Andrews | Daily | Irving | Nicholson | Skillman |
| Balcom | Davis | Johnson | Parshall | L. E. Smith |
| Bamler | Dayton | Jones | Penfield | Starr |
| Bennet | Decker | Juliand | Place | Stevens |
| Bentley | Eaton | Keady | Pond | Sullard |
| Bradstreet | Flach | Kiernan | Prince | Tarbox |
| Bristol | J. L. Flagg | Kinney | Raber | Topliff |
| Brush | F. H. Flagge | La Bau | Ranney | Torrey |
| Burhans | Frear | Lefler | Ray | Tower |
| D. Burns | Furman | Little | Reeve | Van Valkenburgh |
| P. Burns | Galvin | Loughran | S. Richardson | Wellington |
| Button | Gleason | Lounsbury | Rider | Wells |
| Cameron | Guigou | Madden | Riley | Wendover |
| Campbell | Halsey | Matthewson | Root | Williams |
| Chism | Hartman | McKiever | Selkreg | F. H. Woods |
| G. Clark | Howard | Miller | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Peekskill Water Works Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Howard | Moran | Skeels |
| A. H. Andrew | W. S. Clark | Hubbard | Nelson | Skillman |
| W. S. Andrews | Cook | Humphrey | Nicholson | L. E. Smith |
| Balcom | Daily | Irving | O'Reilly | Speaker |
| Bamler | Davis | Jacobs | Penfield | Stannard |
| Bennet | Dayton | Jones | Pond | Stevens |
| Bentley | Decker | Juliand | Prince | Tarbox |
| Bergen | Eaton | Keady | Purdy | Topliff |
| Bradstreet | Flach | Kiernan | Quinn | Torrey |
| Bristol | J. L. Flagg | Kinney | Raber | Tower |
| Brush | F. H. Flagge | Lasher | Ray | Trainer |
| Buel | Frear | Lefler | A. Richardson | Weed |
| D. Burns | Furman | Little | S. Richardson | Wellington |
| Button | Galvin | Lounsbury | Riley | Wells |
| Cameron | Gleason | Madden | Root | Williams |
| Campbell | Guigou | Matthewson | Selkreg | F. H. Woods |
| Chapman | Halsey | McKiever | Sherman | Younglove |
| Chism | Hartman | Miller | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for re-building the Eddyville bridge over the Rondout creek, in the county of Ulster, and declaring the same a free bridge," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------|---------|---------|--------|---------|
| Ackert | Chapman | Hartman | Murphy | Sherman |
| Allis | Chism | Howard | Nelson | Skeels |

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | G. Clark | Hubbard | Nicholson | Skillman |
| W. S. Andrews | W. S. Clark | Humphrey | O'Reilly | L. E. Smith |
| Balcom | Cook | Irving | Parshall | Stannard |
| Bamler | Daily | Jones | Penfield | Starr |
| Bemus | Davis | Juliard | Place | Stevens |
| Bennet | Dayton | Keady | Pond | Sullard |
| Bentley | Decker | Kiernan | Prince | Sumner |
| Bergen | Eaton | Kinney | Quinn | Tarbox |
| Bradstreet | Flach | La Bau | Raber | Topliff |
| Bristol | J. L. Flagg | Leffer | Ray | Torrey |
| Brush | F. H. Flagge | Loughran | Reeve | Tower |
| Buel | Frear | Lounsbury | S. Richardson | Trainer |
| D. Burns | Furman | Mann | Rider | Van Valkenb'rgh |
| P. Burns | Galvin | Matthewson | Riley | Wellington |
| Button | Gifford | McKiever | Root | Wiley |
| Cameron | Guigon | Miller | Selkreg | Williams |
| Campbell | Halsey | Moran | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. J. L. Flagg moved that the Senate bill entitled "An act to incorporate the Union Foundry Company of Troy," be now read a third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hartman | Matthewson | Root |
| A. H. Andrew | W. S. Clark | Howard | McKiever | Selkreg |
| W. S. Andrews | Daily | Hubbard | Miller | Sherman |
| Balcom | Davis | Humphrey | Murphy | Skeels |
| Bamler | Dayton | Irving | Nelson | Skillman |
| Bennet | Decker | Jones | Nicholson | L. E. Smith |
| Bentley | Eaton | Juliard | Penfield | Stevens |
| Bergen | Flach | Keady | Pond | Sullard |
| Bradstreet | J. L. Flagg | Kiernan | Prince | Sumner |
| Bristol | F. H. Flagge | Kinney | Purdy | Tarbox |
| Burhans | Frear | La Bau | Quinn | Topliff |
| D. Burns | Furman | Leffer | Raber | Torrey |
| P. Burns | Galvin | Little | Ranney | Tower |
| Button | Gifford | Loughran | S. Richardson | Trainer |
| Campbell | Gleason | Lounsbury | Rider | Wellington |
| Chapman | Guigon | Madden | Riley | Wells |
| Chism | | | | |

For the negative,

Ray

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Topliff, at 12 o'clock and 10 minutes, the House adjourned.

MONDAY, APRIL 20, 1868.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Sprague.

The minutes of Saturday were read and approved.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the Senate bill entitled "An act to amend chapter 173, Laws of 1867, passed March 28, 1867, entitled 'An act to amend an act to provide for the erection of a town hall in the town of Jamaica, in the county of Queens,'" be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

By unanimous consent, on motion of Mr. Clausen,

Resolved, That the bill entitled "An act for the relief of George W. Sauer," be recommitted to the committee on the militia and public defence, with power to report complete at any time.

By unanimous consent, on motion of Mr. Halsey,

Resolved, That the bill entitled "An act to authorize the town of Southampton, in the county of Suffolk, to issue bonds to aid in the construction of a railroad from Sag Harbor, to connect either with the Southside railroad or the Long Island railroad," be recommitted to the committee on railroads, to report complete at any time.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the Senate bill entitled "An act to authorize the town of Rutland to raise money by tax to build an iron bridge over Black river," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the Senate bill entitled "An act to incorporate the White Plains Water Works Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the Senate bill entitled "An act to incorporate the Port Jervis Water Works Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was recommitted the Senate bill entitled "An act to incorporate the Evangelical Lutheran Synod of the State of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was recommitted the bill entitled "An act to incorporate the Women's Aid Association of the city of Albany," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Murphy offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to afford the same facilities

to passengers or property transported by steamboat on the Hudson river, as is afforded by railroad," have its third reading at 12½ o'clock P. M. this day.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Raber, from the committee on the affairs of cities, to which was referred the bill entitled "An act to amend chapter 228 of the Laws of 1863," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Raber, from the committee on the affairs of cities, to which was referred the bill entitled "An act to extend Montrose avenue, in the city of Brooklyn, from its present westerly terminus at Union avenue, to Broadway," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

The Senate returned the bill entitled "An act to enable the town of Hamilton, Madison county, to vote by districts for town officers," with a message informing that they had passed the same, with the following amendment:

Strike out all after the enacting clause, and insert the following:

SECTION 1. The town of Hamilton, Madison county, the town of Vienna, Oneida county and the town of Clifton Park, Saratoga county, shall be divided, as now divided, into town election districts, for the election of all town officers required by law to be elected by ballot.

§ 2. District number one, in each of said towns respectively, shall comprise the election district number one in said towns, and district number two shall comprise the election district number two of said towns, and district number three shall comprise the election district number three in said town of Vienna, shall comprise the election district number three of said town, and the annual and special town elections of said towns respectively, shall be held at the places in the districts respectively where the last preceding general elections in said towns were held, and if the said election districts shall hereafter be changed by the proper authorities, the town election districts shall also be changed thereby.

§ 3. The annual town meeting of such town shall be held at the time designated for the annual town meetings of the county in which such towns are situated.

§ 4. The supervisors, assessors and town clerks of said towns, shall meet at the town clerk's office in their respective towns, on the day succeeding the time of holding the annual town meetings in the counties where such towns are situated, in each year thereafter, at 10 o'clock in the forenoon, and form themselves into a board; and in case a majority of said officers, for any cause, do not attend on that day, it shall be the duty of those who do attend to adjourn to some future day, not exceeding five days, and shall immediately thereupon give notice, in writing, to those officers who do not attend, of the time of such adjournment; and it shall be the duty of said officers to attend on said adjourned day, and to proceed in the same manner as though a majority had attended on the day appointed by them. They shall thereupon give notice, written or printed, of the annual town elections in said district, together with a list of all such town officers as are to be elected at such election, to be posted in at least four public places in such district, at least six days before the holding of such annual town elections.

§ 5. The said town officers shall, in each of said towns on the Monday next preceding the time of holding the town meetings in the counties where said towns are situated, in each year thereafter, assign and desig-

nate one justice of the peace of said towns, together with the inspectors of election now provided by law in each of the election districts, to hold the election in such districts, who shall act as inspectors of election for such districts, and such inspectors shall be allowed to vote in the district where they shall be respectively assigned and designated, which assignment and designation shall at the same time be signed by the board and filed in the office of the town clerk, who shall immediately cause written notice thereof to be given to the officers designated as inspectors of elections in each of said districts.

§ 6. The officers thus assigned and designated shall be inspectors of annual town elections held in the several districts in each of said towns for which they have been appointed, for the election of all town officers required by law to be elected by ballot.

§ 7. In case of a vacancy in the board of inspectors in any election district in either of said towns, the inspector or inspectors who are present, are hereby authorized and empowered to fill all such vacancies by appointment from among the electors of such district, for the time being, who shall take the oath of office, as hereinafter provided.

§ 8. The inspectors chosen or appointed, as herein provided, shall receive the same compensation provided by law for inspectors of elections in towns and wards.

§ 9. If a special election shall be called to fill a vacancy in any town office in either of said towns, the town clerk of such town shall give the like notice in each election district, as is now provided by law to be given for special elections.

§ 10. The inspectors of each election district in said towns respectively, shall meet at the time and place where an election shall have been appointed to be held therein, and shall proceed to organize themselves as a board, for the purpose of presiding at and conducting said election.

§ 11. The inspectors shall appoint one of their own number chairman of the board, who shall administer to the other inspectors the oath of office, as prescribed by the constitution, and the same oath shall then be administered to the chairman by one of the other inspectors.

§ 12. The inspectors, or a majority of them, shall then appoint a clerk, who shall take the constitutional oath of office, which shall be administered to him by the chairman, who shall keep a poll list, and make such other minutes as may be required.

§ 13. Before the electors shall proceed to vote for any town officer, proclamation shall be made of the opening of the poll, and when the poll will close.

§ 14. The inspectors shall have the same authority to preserve order as is possessed by the board of inspectors at a general election, and shall proceed in the same manner and be governed by the same rules as are provided for the election of town officers in title three, article one, of the Revised Statutes.

§ 15. As soon as the poll of an election district in either of said towns shall have been finally closed, the inspectors in their respective districts shall proceed to canvass the votes. Such canvass shall be public and shall not be adjourned or postponed until it shall have been finally completed.

§ 16. When the canvass shall have been completed and the result ascertained, duplicate statements of all the votes for each candidate shall be made in writing, certified and signed by the presiding officer and clerk of such district, with one ballot of each kind found to have been given for the officers chosen at such election, securely attached to such statement.

§ 17. The inspectors in each district in said towns respectively, shall

designate one of their number who shall deliver one of said statements, so made and certified, to the justices of the peace, and town clerks of said towns respectively, who shall constitute a board of canvassers of the votes cast at town meetings in said towns respectively, and said board of canvassers shall meet at the town clerk's office, in their respective towns, at ten A. M., of the day succeeding the town meeting, for the purpose of canvassing the votes so returned.

§ 18. Said board of canvassers in each of said towns respectively, shall then proceed to complete the canvass by adding the statements from all the districts therein together; and declare the result the same as though such votes had been polled at one place at such annual town meeting, and the persons having the greatest number of votes shall be declared elected to the offices for which they were respectively designated.

§ 19. All resolutions for raising money in either of said towns, for roads or bridges, or for any other purpose, such as are usually submitted to a vote of the electors at their annual town meetings, shall be submitted to the electors of each election district in such town, and the electors thereof shall vote thereon by ballot; and it shall be the duty of the inspectors of election of each district to return to the board of canvassers, at the time of making return of votes for town officers as hereinbefore provided by this act, the whole number of votes for and against each resolution so voted on in their respective districts; and it shall be the duty of such board of canvassers to canvass such votes and where a vote shall have been taken, in either, at all of the election districts, in either of said towns for raising money for any purpose as authorized by law; the said board of canvassers shall declare that the amount which received the greatest number of votes in favor thereof, has been adopted by a vote of the electors of such town.

§ 20. The electors in each election district may elect overseers of highways for their respective districts except in districts divided by the line which separates any of the said election districts, in which districts the overseers of highways shall be appointed in such district by the commissioner or commissioners of highways in their respective towns.

§ 21. The clerks of each of said election districts shall make a list of said overseers of highways, so elected in each of their said districts, and file the same in the town clerk's office during the day following said town election, and the commissioner or commissioners of highways shall file the names of all overseers of highways appointed by them in the town clerk's office of their respective towns the day after such appointment.

§ 22. This act shall take effect immediately.

Amend the title so as to read "An act to enable the town of Hamilton, Madison county, the town of Vienna, Oneida county, and the town of Clifton Park, Saratoga county, to vote by districts for town officers."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

Allis W. S. Clark
A. H. Andrew Clausen

Hasbrouck
Hubbard

McKiever
Miller

Selkreg
Skeels

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| | | | | |
|------------|--------------|------------|---------------|-------------|
| Babcock | Cook | Humphrey | Moran | Skillman |
| Balcom | Cornwall | Irving | Nicholson | Speaker |
| Bemus | Davis | Jacobs | O'Reilley | Starr |
| Bennet | Dayton | Johnson | Parshall | Sullard |
| Bentley | Eaton | Jones | Pitts | Tarbox |
| Bergen | Flach | Keady | Place | Topliff |
| Bradstreet | F. H. Flagge | Kiernan | Prince | Tower |
| Bristol | Frear | Kinney | Quinn | Trainer |
| Buel | Furman | Laffer | Raber | Weed |
| Burhans | Gifford | Little | Ranney | Wellington |
| P. Burns | Gleason | Loughran | Reeve | Wells |
| Button | Guigou | Lounsbury | A. Richardson | Williams |
| Cameron | Halsey | Mann | S. Richardson | F. H. Woods |
| Campbell | Hartman | Matthewson | Rider | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to authorize the board of education of Union free school district No. 1, of the town of Kingsbury, to borrow money to build a school house in said district," with a message informing that they had passed the same, with the following amendment :

Add at the end of section 1 the words following : "For the purpose of building a school house in said district."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|------------|---------------|----------------|
| Allis | Chism | Guigou | McKiever | Skillman |
| A. H. Andrew | G. Clark | Halsey | Moran | Speaker |
| Babcock | W. S. Clark | Hartman | O'Reilley | Starr |
| Balcom | Clausen | Hasbrouck | Parshall | Sullard |
| Bemus | Cook | Hubbard | Pitts | Tarbox |
| Bennet | Cornwall | Humphrey | Place | Topliff |
| Bentley | Davis | Irving | Prince | Torrey |
| Bradstreet | Dayton | Jacobs | Quinn | Trainer |
| Brush | Eaton | Keady | Raber | Van Valkenb'rg |
| Buel | Flach | Kiernan | Ranney | Weed |
| Burhans | J. L. Flagge | Kinney | Reeve | Wellington |
| D. Burns | F. H. Flagge | Little | A. Richardson | Wells |
| P. Burns | Frear | Loughran | S. Richardson | Williams |
| Button | Furman | Lounsbury | Rider | F. H. Woods |
| Cameron | Gifford | Mann | Selkreg | Younglove |
| Campbell | Gleason | Matthewson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to authorize the construction of a railroad in and through certain streets in the city of Newburgh, and in and through certain roads in the town of Newburgh, in the county of Orange," with a message informing that they had passed the same, with the following amendment :

Add at the end of section 5 the words following : "And the rail used shall be a flat rail, such as is commonly used for street railroads in Philadelphia."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Allis | Cook | Johnson | Nicholson | Skeels |
| A. H. Andrew | Cornwall | Jones | O'Reilly | Skillman |
| Balcom | Davis | Juliahd | Parshall | Speaker |
| Bemus | Dayton | Keady | Penfield | Starr |
| Bennet | Decker | Kiernan | Pitts | Sullard |
| Bentley | Eaton | Kinney | Place | Tarbox |
| Bergen | Flach | Lasher | Prince | Topliff |
| Bigelow | F. H. Flagge | Lefler | Quinn | Torrey |
| Bristol | Frear | Little | Raber | Tower |
| Burbans | Furman | Loughran | Ranney | Trainer |
| D. Burns | Gifford | Lounsbury | Ray | Van Valkenburgh |
| P. Burns | Gleason | Mann | Reeve | Wellington |
| Button | Halsey | Matthewson | A. Richardson | Wells |
| Cameron | Hasbrouck | McKiever | S. Richardson | Williams |
| Chism | Hubbard | Miller | Rider | F. H. Woods |
| W. S. Clark | Humphrey | Moran | Selkreg | Younglove |
| Clausen | Irving | Murphy | Sherman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to enable the towns of Middletown and Southfield, in the county of Richmond, to purchase the property and franchises of the Richmond County Plankroad Company, in said county, and to provide for the payment of the same," with a message informing that they had passed the same, with the following amendment:

Section 2, line 1, engrossed bill, after the word "duly," insert the words "of the county court."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Allis | W. S. Clark | Hasbrouck | Moran | Sherman |
| A. H. Andrew | Clausen | Hubbard | Murphy | Skeels |
| Balcom | Cook | Humphrey | Nelson | Skillman |
| Bamler | Cornwall | Irving | Nicholson | L. E. Smith |
| Bemus | Davis | Jones | Parshall | Speaker |
| Bentley | Dayton | Keady | Penfield | Stevens |
| Bergen | Decker | Kiernan | Place | Sullard |
| Bigelow | Eaton | Kinney | Prince | Summer |
| Bradstreet | Farley | Lawrence | Purdy | Topliff |
| Brush | J. L. Flagge | Lefler | Quinn | Torrey |
| Buel | F. H. Flagge | Little | Ranney | Trainer |
| D. Burns | Frear | Lounsbury | Ray | Van Valkenburgh |
| P. Burns | Furman | Madden | S. Richardson | Weed |
| Cameron | Gifford | Matthewson | Rider | Wellington |
| Chapman | Gleason | McKiever | Rogers | Williams |
| Chism | Guigon | Miller | Selkreg | F. H. Woods |
| G. Clark | Halsey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to incorporate the Owego Water Works Company," with a message informing that they had passed the same, with the following amendments:

Section 19, line 2, engrossed bill, after the word "severally," insert the words "and individually."

Section 24, line 7, engrossed bill, strike out the words "a majority," and insert in lieu thereof the words "two-thirds in amount."

Insert as section 25 the following :

"§ 25. The Legislature may at any time modify, alter or repeal this act."

Change section 25 to "26."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | G. Clark | Irving | Parshall | Skells |
| A. H. Andrew | W. S. Clark | Jones | Pitts | Skillman |
| Balcom | Cornwall | Keady | Pond | L. E. Smith |
| Bamler | Dayton | Kiernan | Prince | Speaker |
| Bemus | Decker | Kinney | Purdy | Stevens |
| Bennet | Eaton | Lefler | Quinn | Sullard |
| Bergen | Flach | Little | Raber | Tarbox |
| Bigelow | J. L. Flagg | Madden | Ranney | Topliff |
| Bradstreet | F. H. Flagge | Mann | Ray | Torrey |
| Bristol | Frear | Matthewson | A. Richardson | Tower |
| Brush | Furman | McKiever | S. Richardson | Trainer |
| Burhans | Galvin | Miller | Rider | Weed |
| P. Burns | Gleason | Murphy | Riley | Wellington |
| Button | Halsey | Nelson | Sargent | Wells |
| Cameron | Hasbrouck | Nicholson | Selkreg | F. H. Woods |
| Campbell | Hubbard | O'Reilly | Sherman | Younglove |
| Chism | Humphrey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to authorize the construction of a bridge over Newtown creek, and the opening of Greenpoint avenue to Woodside, in the county of Queens," with a message informing that they had passed the same, with the following amendments:

Wherever the word "Newton" occurs in said bill, change the same to "Newtown."

Strike out section 3, and insert in lieu thereof the following;

"§ 3. The said commissioners shall, on making said contract, immediately notify the board of supervisors of the county of Kings, and the supervisor of the town of Newtown, in the county of Queens, of the amount of money agreed to be paid in said contract for the constructing of the said new bridge over Newtown creek; and the supervisors of the county of Kings, and the supervisor of the town of Newtown, in the county of Queens, shall respectively cause to be assessed upon their respective county, and towns in their respective counties, and raised in the year eighteen hundred and sixty-eight, one equal half part of the

sum so agreed upon, and all the cost and expenses for the building of the said new bridge, which respective sums to be raised in each county shall be raised at the same time and in the same manner as the general taxes (State, city, county and town,) are raised, collected and paid; and the sum so raised shall be paid to the said commissioners, to be by them applied as hereinbefore directed."

In second line, section 1, strike out the name of Alpheus P. Riker and insert the name of Augustus Snedorf.

Also, in line 1st, section 4, strike out the name of Alpheus P. Riker and insert the name of Augustus Snedorf.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Allis | G. Clark | Humphrey | Nicholson | Sherman |
| A. H. Andrew | W. S. Clark | Irving | O'Reilley | Skeels |
| Balcom | Cornwall | Jones | Parshall | L. E. Smith |
| Bamler | Daily | Keady | Penfield | Speaker |
| Bemus | Dayton | Kiernan | Pitts | Starr |
| Bennet | Decker | Kinney | Pond | Stevens |
| Bergen | Eaton | La Bau | Prince | Sullard |
| Bigelow | Flach | Leffer | Purdy | Tarbox |
| Bradstreet | J. L. Flagg | Little | Quinn | Torrey |
| Bristol | F. H. Flagge | Loughran | Raber | Tower |
| Brush | Frear | Madden | Ranney | Trainer |
| Burhans | Furman | Mann | Ray | Van Valkenb'rgh |
| D. Burns | Galvin | Matthewson | S. Richardson | Wellington |
| Button | Gleason | McKiever | Rider | Wiley |
| Cameron | Halsey | Miller | Riley | Williams |
| Campbell | Hartman | Moran | Sargent | F. H. Woods |
| Chapman | Hasbrouck | Murphy | Selkreg | Younglove |
| Chism | | | | |

Those who voted in the negative, were

Skillman Topliff

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act giving permission to the United States to remove a portion of the public work known as the Erie basin breakwater, in or near Buffalo harbor," with a message informing that they had passed the same, with the following amendment:

Section 1, engrossed bill, strike out all after the word "adopt," in line 9, and insert the words following: "The materials so removed shall be deposited at such point or place in the vicinity, as may be designated by the Canal Commissioner in charge of the Erie canal at the city of Buffalo."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Allis | Campbell | Guigon | Matthewson | Selkreg |
| A. H. Andrew | Chapman | Halsey | McKiever | Skeels |
| Balcom | Chism | Hasbrouck | Miller | Skillman |
| Bamler | G. Clark | Hubbard | Murphy | Speaker |
| Bemus | W. S. Clark | Humphrey | O'Reilly | Stannard |
| Bennet | Clausen | Irving | Parshall | Starr |
| Bentley | Cook | Johnson | Pitts | Sullard |
| Bigelow | Cornwall | Jones | Place | Tarbox |
| Bradstreet | Dayton | Keady | Prince | Topliff |
| Bristol | Decker | Kiernan | Quinn | Tower |
| Brush | Eaton | Kinney | Raber | Trainer |
| Buel | Flach | Lasher | Keeve | Weed |
| Burhans | J. L. Flag | Lefler | A. Richardson | Williams |
| P. Burns | F. H. Flagge | Little | Rider | F. H. Woods |
| Button | Frear | Lounsbury | Root | Younglove |
| Cameron | Gleason | Mann | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act for the better protection of persons letting or hiring out personal property," with a message informing that they had passed the same, with the following amendment:

Strike out all after the enacting clause, and insert as follows :

SECTION 1. If any person who shall, by the hiring, loaning or letting thereof to him, receive from any other person any chattel, shall, without the consent of the owner thereof, sell and deliver the same, or any part thereof, or to obtain for himself a loan or any other advantage, shall pawn or pledge the same, or any part thereof, he shall, on conviction thereof, be held guilty of a misdemeanor, and be punished accordingly. But nothing herein contained shall prevent any person from leasing or loaning any chattel for the time that the same was hired out or leased to him.

§ 2. This act shall take effect immediately.

Amend title so as to read as follows : "An act for the better protection of persons letting, loaning or hiring out chattels."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 85 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|------------|
| Allis | Cameron | Gleason | Matthewson | Selkreg |
| A. H. Andrew | Campbell | Halsey | McKiever | Skeels |
| Babcock | Chapman | Hartman | Miller | Skillman |
| Bamler | G. Clark | Hasbrouck | Moran | Speaker |
| Bemus | W. S. Clark | Hubbard | Murphy | Stannard |
| Bennet | Clausen | Humphrey | Nicholson | Stewart |
| Bentley | Cook | Irving | Parshall | Sullard |
| Bergen | Cornwall | Jacobs | Penfield | Tarbox |
| Bigelow | Davis | Johnson | Pitts | Topliff |
| Bradstreet | Dayton | Jones | Place | Torrey |
| Bristol | Decker | Keady | Prince | Tower |
| Brush | Eaton | Kiernan | Quinn | Trainer |
| Buel | Flach | Kinney | Ranney | Weed |
| Burhans | J. L. Flag | Little | Reeve | Wellington |
| D. Burns | F. H. Flagge | Loughran | A. Richardson | Wells |

P. Burns
ButtonFrear
GiffordLounsbury
MannS. Richardson
RiderWilliams
Younglove

For the negative,

F. H. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act creating the office of Metropolitan fire marshal, and prescribing its powers and duties," with a message informing that they had passed the same, with the following amendments, reference in all cases to engrossed bill :

Section 1, line 8, after the word "officer," insert the words following: "The board shall also have power to appoint not more than two clerks, whose salaries shall be fixed by said board, to be known as the chief clerk and assistant clerk respectively, to the fire marshal. Line 9, after the word "officers," insert the words "and clerkships." Line 10, after the word "of," insert the words "three-fourths of."

Strike out all of section 3, after the word "occurred," in line 24.

Section 4, line 3, strike out the word "chief." Strike out the words "a salary of," and insert in lieu thereof the words "fixed by said board, but shall not exceed." Line 4, strike out the word "both," and insert the words "for the chief clerk, and eighteen hundred dollars for the assistant." Before the word "board," insert the words "treasurer of the." Line 6, after the word "raised," strike out the words "the amounts of said salaries as a part of," and insert the words "as a part of the general expenses of the police." Add at the end of section 6 the words following: "All sums necessary to carry out the provisions of this act."

Insert as section 7 the following:

"§ 7. All provisions of law creating, authorizing or recognizing fire marshals in any portion of said district, except as herein provided, are hereby repealed."

Change number of section "7" to "8."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | Clausen | Jones | Pitts | Skillman |
| A. H. Andrew | Cook | Keady | Pond | L. E. Smith |
| Babcock | Cornwall | Kiernan | Prince | Stannard |
| Balcom | Dayton | Kinney | Purdy | Stevens |
| Bamler | Eaton | Lefter | Quinn | Stewart |
| Bemus | Flach | Little | Raber | Sullard |
| Bentley | F. H. Flagge | Loughran | Ranney | Tarbox |
| Bradstreet | Frear | Madden | Ray | Topliff |
| Brush | Furman | Mann | Reeve | Torrey |
| Buel | Gleason | Matthewson | A. Richardson | Tower |
| Burhans | Halsey | McKiever | S. Richardson | Trainer |
| D. Burns | Hasbrouck | Miller | Rider | Wellington |
| P. Burns | Howard | Moran | Riley | Wendover |
| Button | Hubbard | Nicholson | Sargent | A. I. Wood |
| Cameron | Humphrey | O'Reilly | Selkreg | F. H. Woods |
| Chapman | Irving | Parshall | Sherman | Younglove |
| W. S. Clark | Jacobs | Penfield | Skells | |

For the negative,
Bergen

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act appointing Guy C. Humphrey, Samuel Nichols and Chauncey Lumm, commissioners to drain into the Golden Hill creek, certain low lands in the towns of Somerset and Hartland, in Niagara county, and to prevent the overflow of water in said towns, and on lands in the town of Yates, Orleans county," with a message informing that they had passed the same, with the following amendments:

Section 1, line 5, engrossed bill, strike out the words "and Hartland." Lines 8 and 9, same section, strike out the words "and upon sections eight and twelve in the town of Hartland."

Section 6, line 19, engrossed bill, strike out the words "and Hartland."

Amend the title by striking out the words "and Hartland."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | G. Clark | Humphrey | Nicholson | Skeels |
| A. H. Andrew | W. S. Clark | Irving | O'Reilly | Skillman |
| Babcock | Cook | Jacobs | Parshall | L. E. Smith |
| Balcom | Cornwall | Jones | Penfield | Speaker |
| Bamler | Daily | Keady | Pitts | Stannard |
| Bemus | Dayton | Kiernan | Prince | Stewart |
| Bennet | Decker | La Bau | Purdy | Sullard |
| Bergen | Eaton | Lefler | Quinn | Tarbox |
| Bradstreet | Flach | Little | Raber | Topliff |
| Bristol | F. H. Flagge | Loughran | Ranney | Torrey |
| Brush | Frear | Madden | Ray | Tower |
| Burhans | Furman | Mann | S. Richardson | Trainer |
| D. Burns | Galvin | Matthewson | Rider | Wellington |
| P. Burns | Gleason | McKiever | Riley | Wells |
| Button | Halsey | Miller | Sargent | A. I. Wood |
| Cameron | Hasbrouck | Murphy | Selkreg | F. H. Woods |
| Chapman | Howard | Nelson | Sherman | Younglove |
| Chism | Hubbard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to incorporate the Insurers' Indemnity Company of the city of New York," with a message informing that they had passed the same, with the following amendment:

Section 2, last line, engrossed bill, after the word "security," insert the words "of the amount of one hundred thousand dollars."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Allis | G. Clark | Howard | Nelson | L. E. Smith |
| A. H. Andrew | W. S. Clark | Hubbard | Nicholson | Stannard |
| Babcock | Cook | Humphrey | Parshall | Starr |
| Balcom | Cornwall | Irving | Pitts | Stewart |
| Bamler | Davis | Jacobs | Place | Sullard |
| Bemus | Dayton | Jones | Prince | Tarbox |
| Bennet | Decker | Keady | Quinn | Topliff |
| Bentley | Eaton | Kiernan | Raber | Torrey |
| Bradstreet | Flach | Kinney | Ranney | Trainer |
| Bristol | J. L. Flagg | Leffer | Ray | Van Valkenburgh |
| Brush | F. H. Flagge | Madden | S. Richardson | Wellington |
| Buel | Frear | Mann | Rider | Wells |
| D. Burns | Furman | Matthewson | Riley | Williams |
| P. Burns | Galvin | McKiever | Selkreg | A. I. Wood |
| Button | Halsey | Miller | Sherman | F. H. Woods |
| Cameron | Hasbrouck | Murphy | Skeels | Younglove |
| Chiam | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to prevent burials near the reservoirs and ponds used for the supply of the city of Brooklyn with water," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on public health.

"An act in relation to the Erie, New York Central, Hudson River and Harlem Railway Companies," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent,

Mr. Bentley offered for the consideration of the House a resolution, in the words following:

Resolved, That the House now resolve itself into a committee of the whole on the Senate bill entitled "An act in relation to the Erie, New York Central, Hudson River and Harlem Railway Companies."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act to afford the same facilities to passengers or property transported by steamboat on the Hudson river, as is afforded by railroad," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. J. L. Flagg, from the committee on ways and means, to which was referred the bill entitled "An act in relation to the treasurer of Rensselaer county," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent,

Mr. Irving introduced a bill entitled "An act to compel the Sixth Avenue Railroad Company, in the city of New York, to carry passengers upon its route without change of cars, and without delay or detention," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

The House then resolved itself into a committee of the whole on the Senate bill entitled as follows:

"An act in relation to the New York Central, Hudson River and Harlem Railway Companies."

And after some time spent therein, Mr. Pitts, from said committee, reported in favor of the passage of the same; which report was agreed to, and said bill ordered to a third reading.

Mr. Bentley moved that said bill now have its third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 101 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Allis | G. Clark | Hasbrouck | Murphy | Skillman |
| A. H. Andrew | W. S. Clark | Howard | Nelson | L. E. Smith |
| Babcock | Clausen | Hubbard | Nicholson | Speaker |
| Balcom | Cook | Humphrey | O'Reilly | Stannard |
| Bamler | Cornwall | Johnson | Parshall | Starr |
| Bemus | Davis | Jones | Penfield | Sumner |
| Bennet | Dayton | Julian | Pitts | Tarbox |
| Bentley | Decker | Keady | Place | Topliff |
| Bergen | Eaton | Kiernan | Quinn | Torrey |
| Bigelow | Flach | Kinney | Raber | Tower |
| Bradstreet | J. L. Flagg | Lasher | Ranney | Trainer |
| Bristol | F. H. Flagge | Lefler | Ray | Van Valkenburgh |
| Buel | Frear | Little | Reeve | Weed |
| Burhans | Furman | Loughran | A. Richardson | Wellington |
| D. Burns | Galvin | Lounsbury | S. Richardson | Wells |
| P. Burns | Gifford | Mann | Rider | Wendover |
| Button | Gleason | Matthewson | Riley | Williams |
| Cameron | Guigou | McKiever | Root | A. I. Wood |
| Campbell | Halsey | Miller | Selkreg | F. H. Woods |
| Chapman | Hartman | Moran | Skeels | Younglove |
| Chism | | | | |

Those who voted in the negative, were

| | | | | |
|---------------|--------|------|--------|---------|
| W. S. Andrews | Irving | Pond | Prince | Stewart |
| Brush | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Starr moved a reconsideration of the vote making the New York county tax levy the special order for Wednesday evening.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

On motion of Mr. Starr, and by unanimous consent, said bill was made the special order for this evening, at 7½ o'clock.

Mr. Bentley moved a reconsideration of the vote taken on the Senate bill entitled "An act in relation to the Erie, New York Central, Hudson River and Harlem Railway Companies."

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 5 }
{ NOES 96 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------|--------|------|---------|
| W. S. Andrews | Brush | Irving | Pond | Stewart |
|---------------|-------|--------|------|---------|

Those who voted in the negative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Allis | W. S. Clark | Howard | Murphy | Skillman |
| A. H. Andrew | Clausen | Hubbard | Nelson | L. E. Smith |
| Babcock | Cook | Humphrey | Nicholson | Speaker |
| Balcom | Cornwall | Johnson | O'Reilly | Stannard |
| Bamler | Davis | Jones | Parshall | Starr |
| Bemus | Dayton | Juliland | Penfield | Sullard |
| Bennet | Decker | Keady | Pitts | Tarbox |
| Bentley | Eaton | Kiernan | Place | Topliff |
| Bigelow | Flach | Kinney | Quinn | Torrey |
| Bradstreet | J. L. Flag | Lasher | Raber | Tower |
| Bristol | Frear | Lefler | Ranney | Trainer |
| Buel | Furman | Little | Ray | Weed |
| Burhans | Galyin | Loughran | Reeve | Wellington |
| D. Burns | Gifford | Lounsbury | A. Richardson | Wells |
| Button | Gleason | Mann | S. Richardson | Wendover |
| Cameron | Guigon | Matthewson | Rider | Williams |
| Campbell | Halsey | McKiever | Riley | A. I. Wood |
| Chapman | Hartman | Miller | Root | F. H. Woods |
| Chism | Hasbrouck | Moran | Selkreg | Younglove |
| G. Clark | | | | |

Mr. Johnson offered for the consideration of the House a resolution, in the words following:

Resolved, That the House resolve itself into a committee of the whole on the bill entitled "An act to facilitate the transportation of freight, and to regulate the prices thereof, on certain railroads of this State."

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on said bill, and after some time spent therein, Mr. Selkreg, from said committee, reported progress on the same, and asked leave to sit again.

The question being on granting leave,

Mr. Younglove moved to disagree with the report of said committee, and that said bill be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 77 }
{ NOES 15 }

Those who voted in the affirmative, were

| | | | | |
|--------------|------------|------------|---------------|-------------|
| Allis | Clausen | Humphrey | O'Reilly | Skels |
| A. H. Andrew | Cook | Johnson | Parshall | L. E. Smith |
| Babcock | Cornwall | Jones | Pitts | Stannard |
| Balcom | Davis | Juliland | Place | Tarbox |
| Bamler | Decker | Kiernan | Pond | Torrey |
| Bennet | Eaton | Kinney | Quinn | Tower |
| Bergen | J. L. Flag | Lasher | Raber | Trainer |
| Bigelow | Galvin | Little | Ranney | Weed |
| Bristol | Gifford | Loughran | Ray | Wellington |
| Burhans | Gleason | Lounsbury | Reeve | Wells |
| D. Burns | Guigon | Mann | A. Richardson | Wendover |
| P. Burns | Halsey | Matthewson | S. Richardson | Williams |
| Cameron | Hartman | McKiever | Rider | A. I. Wood |
| Campbell | Hasbrouck | Miller | Riley | F. H. Woods |

| | | | | |
|---------|---------|-------|---------|-----------|
| Chapman | Howard | Moran | Selkreg | Younglove |
| Chism | Hubbard | | | |

Those who voted in the negative, were

| | | | | |
|-------------|--------|--------|-----------|----------|
| Brush | Flach | Irving | Murphy | Prince |
| W. S. Clark | Frear | Jacobs | Nicholson | Skillman |
| Dayton | Furman | Lefler | Penfield | Topliff |

Mr. Selkreg moved that said bill be now read a third time.

Mr. D. Burns moved as an amendment that said bill be read on Thursday next, at 12½ o'clock.

Mr. Selkreg moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Selkreg, as amended, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Lounsbury moved to take from the table the motion to reconsider the vote taken on the bill entitled "An act authorizing any life insurance company, or any trust or loan company, to invest their funds in bonds issued by any county, town or village of this State, pursuant to any law of this State.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 27 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|-----------|------------|-----------------|
| Allis | Chism | Gulgon | Loughran | Ray |
| Babcock | W. S. Clark | Halsey | Lounsbury | Reeve |
| Balcom | Clausen | Hartman | Mann | A. Richardson |
| Bamler | Cornwall | Hasbrouck | Matthewson | Skillman |
| Bennet | Dayton | Howard | McKiever | L. E. Smith |
| Bentley | Decker | Hubbard | Miller | Stannard |
| Bergen | Eaton | Humphrey | Nelson | Stewart |
| Bradstreet | Flach | Jacobs | Nicholson | Sullard |
| Buel | J. L. Flagge | Juliland | Parshall | Topliff |
| Burhans | F. H. Flagge | Kinney | Penfield | Tower |
| P. Burns | Frear | Lasher | Pond | Van Valkenburgh |
| Button | Furman | Lefler | Prince | Wells |
| Cameron | Galvin | Little | Ranney | Younglove |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|----------|---------------|-------------|
| A. H. Andrew | Cook | Moran | Raber | Tarbox |
| Bigelow | Gifford | Murphy | S. Richardson | Wellington |
| Bristol | Irving | O'Reilly | Riley | Wendover |
| Brush | Johnson | Pitts | Selkreg | Williams |
| D. Burns | Keady | Quinn | Speaker | F. H. Woods |
| G. Clark | Kiernan | | | |

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 65 }
{ NOES 23 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Allis | Button | Guigon | Miller | Rider |
| W. S. Andrews | Cameron | Halsey | Moran | Riley |
| Babcock | Campbell | Hartman | Murphy | Root |
| Balcom | Chapman | Hasbrouck | Nelson | Skillman |
| Bamler | W. S. Clark | Hubbard | Parshall | L. E. Smith |
| Bemus | Clausen | Johnson | Place | Stannard |
| Bennet | Dayton | Jones | Pond | Stewart |
| Bergen | Decker | Julland | Prince | Sullard |
| Bradstreet | Eaton | Lasher | Raber | Topliff |
| Bristol | Flach | Little | Ranney | Tower |
| Buel | J. L. Flagg | Loughran | Ray | Trainer |
| Burhans | Frear | Lounsbury | Reeve | Wellington |
| D. Burns | Furman | Mann | A. Richardson | Younglove |

Those who voted in the negative, were

| | | | | |
|--------------|--------------|---------|---------------|-------------|
| A. H. Andrew | G. Clark | Gifford | O'Relley | Tarbox |
| Bigelow | Cook | Howard | S. Richardson | Williams |
| Brush | Cornwall | Irving | Selkreg | A. I. Wood |
| P. Burns | Davis | Keady | Speaker | F. H. Woods |
| Chism | F. H. Flagge | Kiernan | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Furman moved that the Senate bill entitled "An act relative to the Binghamton and Port Dickinson Railroad Company," be now read third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to incorporate the South Brooklyn Savings Institution,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to change the corporate name of the Emigrant Savings Bank of Buffalo to the Mechanics Savings Bank of Buffalo," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to incorporate the village of West Mount Vernon," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|-----------|--------|----------|
| Babcock | Eaton | Keady | Place | Stannard |
| Bennet | Flach | Kinney | Pond | Starr |
| Bergen | J. L. Flagg | Lasher | Prince | Stewart |
| Bigelow | F. H. Flagge | Lefler | Quinn | Sullard |
| Bradstreet | Frear | Little | Raber | Sumner |
| Brush | Furman | Loughran | Ranney | Tarbox |
| Buel | Gleason | Lounsbury | Ray | Topliff |

| | | | | |
|-------------|-----------|------------|---------------|-----------------|
| Burhans | Guigon | Mann | A. Richardson | Tower |
| D. Burns | Halsey | Matthewson | S. Richardson | Trainer |
| Button | Hartman | McKiever | Rider | Van Valkenburgh |
| Cameron | Hasbrouck | Miller | Riley | Weed |
| Chism | Howard | Moran | Root | Wellington |
| G. Clark | Hubbard | Murphy | Selkreg | Wells |
| W. S. Clark | Humphrey | Nelson | Sherman | Wiley |
| Cook | Irving | Nicholson | Skeels | Williams |
| Cornwall | Jacobs | O'Reilly | Skillman | A. I. Wood |
| Daily | Jones | Penfield | L. E. Smith | Younglove |
| Dayton | Juliland | Pitts | Speaker | |

For the negative,

F. H. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Nelson offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to repeal chapter 270 of the Laws of 1867, entitled 'An act to amend an act entitled An act to amend the Revised Statutes in relation to laying out public roads, and the alteration thereof, in the towns of North Castle, Bedford and Lewisborough, in the county of Westchester,' passed April 12, 1859," have its third reading at 1 o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

By unanimous consent, on motion of Mr. J. L. Flagg,

Resolved, That the Inspectors of State prisons report forthwith to this House, a copy of the contract entered into by said Inspectors with James B. Swain and F. B. Fisher in January last, for the employment of seventy-five convicts in Sing Sing prison, upon printing, &c., with the date at which said contract was executed.

The hour of half-past 12 o'clock having arrived,

Pursuant to resolution, the bill entitled "An act to afford the same facilities to passengers or property transported by steamboat on the Hudson river, as is afforded by railroad," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-----------------|
| Allis | Chism | Hasbrouck | Miller | Riley |
| A. H. Andrew | G. Clark | Hubbard | Moran | Selkreg |
| W. S. Andrews | W. S. Clark | Irving | Murphy | Skillman |
| Bamler | Clausen | Jacobs | Nelson | L. E. Smith |
| Bemus | Cook | Johnson | Palmer | Speaker |
| Bennet | Cornwall | Jones | Parshall | Stannard |
| Bergen | Davis | Juliland | Penfield | Sullard |
| Bigelow | Flach | Kiernan | Place | Tarbox |
| Bradstreet | J. L. Flagg | Kinney | Pond | Topliff |
| Buel | F. H. Flagg | Lasher | Quinn | Tower |
| Burhans | Frear | Lefler | Raber | Van Valkenburgh |
| D. Burns | Galvin | Little | Ray | Wells |
| P. Burns | Gifford | Loughran | Reeve | Wendover |
| Cameron | Guigon | Lounsbury | A. Richardson | Williams |

| | | | | |
|----------|---------|----------|---------------|-------------|
| Campbell | Halsey | Mann | S. Richardson | F. H. Woods |
| Chapman | Hartman | McKiever | Rider | Younglove |

Those who voted in the negative, were

| | |
|-------|--------|
| Brush | Prince |
|-------|--------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act for the removal of obstructions from the outlet of Cayuga lake and the channel of Seneca river,' passed April 13, 1858, and an act to amend the same, passed April 22, 1862," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Allis | Chapman | Hubbard | Murphy | Sherman |
| A. H. Andrew | Chism | Humphrey | Nelson | Skeels |
| W. S. Andrews | G. Clark | Irving | Nicholson | Skillman |
| Babcock | W. S. Clark | Jacobs | Parshall | Stannard |
| Balcom | Cook | Johnson | Penfield | Starr |
| Bemus | Dayton | Juliland | Pitts | Stewart |
| Bennet | Eaton | Keady | Pond | Sullard |
| Bentley | Flach | Kiernan | Prince | Tarbox |
| Bergen | J. L. Flagg | Kinney | Quinn | Topliff |
| Bradstreet | F. H. Flagg | Lasher | Raber | Tower |
| Bristol | Frear | Little | Ranney | Van Valkenburgh |
| Brush | Furman | Loughran | Ray | Wellington |
| Buel | Galvin | Lounsbury | Reeve | Wells |
| D. Burns | Gifford | Mann | S. Richardson | Williams |
| P. Burns | Halsey | Matthewson | Riley | A. I. Wood |
| Button | Hasbrouck | McKiever | Root | F. H. Woods |
| Cameron | Howard | Miller | Selkreg | Younglove |
| Campbell | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Pond offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to extend the time for the collection of Spring, Phila and Division street assessments, in the village of Saratoga Springs, and to confirm the acts of the trustees relative thereto," the same having been ordered to a third reading have its third reading at 1 o'clock P. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The Senate returned the bill entitled "An act ceding to the United States jurisdiction over David's Island, in the harbor of New Rochelle, and exempting the same from taxation," with a message informing that they had concurred in the amendments made thereto by the Assembly.

Ordered, That the Clerk return said bill to the Senate.

By unanimous consent, on motion of Mr. Topliff,

Resolved, That the committee on the judiciary be instructed to inquire and report to this House whether the clause in the Constitution relating to the *per diem* allowance of members of the Legislature, article 3, section 6, which provides that "such pay shall not exceed in the aggregate

gate three hundred dollars for *per diem* allowance, except in proceedings for impeachment," entitles members of the present Legislature to any compensation beyond the said limit of three hundred dollars, in consequence of the impeachment proceedings now pending, and how far those pending proceedings may affect the right to adjourn *sine die* at any time.

The Senate bill entitled "An act to provide for the widening of West street in the city of New York, on the westerly side thereof, from Battery place to Hammond street," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 93 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Allis | W. S. Clark | Johnson | Parshall | Skillman |
| A. H. Andrew | Clausen | Jones | Penfield | L. E. Smith |
| W. S. Andrews | Cornwall | Juliand | Pitts | Speaker |
| Babcock | Davis | Keady | Pond | Stannard |
| Balcom | Dayton | Kiernan | Prince | Starr |
| Bamler | Decker | Kinney | Purdy | Stewart |
| Bemus | Eaton | Lasher | Quinn | Sullard |
| Bennet | Flach | Lefler | Raber | Tarbox |
| Bergen | J. L. Flag | Loughran | Ranney | Topliff |
| Bigelow | Frear | Lounsbury | Ray | Torrey |
| Bradstreet | Furman | Madden | A. Richardson | Tower |
| Bristol | Galvin | Mann | S. Richardson | Trainer |
| Burhans | Gleason | Matthewson | Rider | Van Valkenburgh |
| P. Burns | Halsey | McKiever | Riley | Wellington |
| Button | Hartman | Miller | Root | Williams |
| Cameron | Howard | Murphy | Selkreg | A. I. Wood |
| Campbell | Hubbard | Nelson | Sherman | F. H. Woods |
| Chism | Humphrey | Nicholson | Skeels | Younglove |
| G. Clark | Jacobs | O'Reilly | | |

For the negative,

D. Burns

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to extend the time for the collection of Spring, Phila and Division street assessments, in the village of Saratoga Springs, and to confirm the acts of the trustees relative thereto," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|----------|
| Allis | Campbell | Hasbrouck | Miller | Root |
| A. H. Andrew | Chism | Howard | Nelson | Selkreg |
| W. S. Andrews | G. Clark | Hubbard | Nicholson | Sherman |
| Babcock | W. S. Clark | Humphrey | O'Reilly | Skeels |
| Balcom | Clausen | Johnson | Parshall | Skillman |
| Bamler | Cook | Jones | Penfield | Speaker |
| Bemus | Cornwall | Juliand | Pitts | Stannard |
| Bennet | Davis | Keady | Pond | Stevens |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Bentley | Dayton | Kiernan | Prince | Stewart |
| Bergen | Decker | Kinney | Purdy | Tarbox |
| Bigelow | Eaton | Lasher | Quinn | Topliff |
| Bradstreet | J. L. Flagg | Leffer | Raber | Torrey |
| Bristol | F. H. Flagge | Loughran | Ranney | Tower |
| Brush | Frear | Lounsbury | Ray | Trainer |
| Burhans | Furman | Madden | A. Richardson | Wellington |
| D. Burns | Gifford | Mann | S. Richardson | Wendover |
| P. Burns | Gleason | Matthewson | Rider | F. H. Woods |
| Button | Guigon | McKiever | Riley | Younglove |
| Cameron | Halsey | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Binghamton and Port Dickinson Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Allis | W. S. Clark | Hasbrouck | Murphy | Selkreg |
| A. H. Andrew | Clausen | Humphrey | O'Reilly | Skillman |
| W. S. Andrews | Cook | Jacobs | Parshall | L. E. Smith |
| Balcom | Cornwall | Johnson | Penfield | Speaker |
| Bamler | Dayton | Jones | Pond | Stannard |
| Bennet | Eaton | Julland | Prince | Stewart |
| Bergen | Flach | Keady | Quinn | Sullard |
| Bradstreet | J. L. Flagg | Kiernan | Raber | Sumner |
| Brush | F. H. Flagge | Kinney | Ranney | Tarbox |
| Buel | Furman | Little | Reeve | Tower |
| Burhans | Galvin | Lounsbury | A. Richardson | Van Valkenburgh |
| D. Burns | Gifford | Matthewson | S. Richardson | Wendover |
| P. Burns | Halsey | McKiever | Rider | F. H. Woods |
| Cameron | Hartman | Moran | Riley | Younglove |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Murphy offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to incorporate the Old Guard of the city of New York," now have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The Senate bill entitled "An act approving lines and grades established under authority of chapter 697 of Laws of 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|-----------|----------|
| Allis | G. Clark | Hubbard | Nelson | Skeels |
| A. H. Andrew | W. S. Clark | Humphrey | Nicholson | Skillman |

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| W. S. Andrews | Cook | Johnson | Parshall | L. E. Smith |
| Babcock | Cornwall | Jones | Pitts | Speaker |
| Balcom | Davis | Juliland | Place | Starr |
| Bamler | Dayton | Keady | Pond | Stevens |
| Bemus | Decker | Kiernan | Prince | Stewart |
| Bennet | Eaton | Kinney | Quinn | Topliff |
| Bergen | Flach | Lefler | Raber | Torrey |
| Bigelow | J. L. Flagg | Little | Ray | Tower |
| Bradstreet | Frear | Lounsbury | Reeve | Trainer |
| Bristol | Furman | Mann | A. Richardson | Van Valkenburgh |
| Brush | Galvin | Matthewson | S. Richardson | Wellington |
| D. Burns | Gleason | McKiever | Riley | Wells |
| Button | Halsey | Miller | Sargent | Wendover |
| Cameron | Hasbrouck | Moran | Selkreg | F. H. Woods |
| Campbell | Howard | Murphy | Sherman | Younglove |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Bennet, the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-----------------|
| Allis | Cook | Humphrey | Nelson | L. E. Smith |
| A. H. Andrew | Cornwall | Jacobs | Nicholson | Speaker |
| W. S. Andrews | Davis | Johnson | O'Reilley | Stannard |
| Balcom | Dayton | Jones | Parshall | Sullard |
| Bamler | Decker | Juliland | Penfield | Tarbox |
| Bennet | Eaton | Keady | Place | Topliff |
| Bradstreet | Flach | Kiernan | Pond | Torrey |
| Brush | J. L. Flagg | Kinney | Prince | Tower |
| Buel | F. H. Flagg | Lasher | Raber | Trainer |
| Burhans | Frear | Little | Ray | Van Valkenburgh |
| D. Burns | Galvin | Lounsbury | A. Richardson | Wells |
| P. Burns | Gifford | Mann | S. Richardson | Wendover |
| Cameron | Guigou | McKiever | Rider | Williams |
| Campbell | Halsey | Miller | Root | A. I. Wood |
| G. Clark | Hartman | Moran | Selkreg | F. H. Woods |
| W. S. Clark | Hasbrouck | Murphy | Skillman | Younglove |
| Clausen | Hubbard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the Manhattan Express Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|----------|
| A. H. Andrew | Chapman | Halsey | Murphy | Skillman |
| W. S. Andrews | Chism | Hasbrouck | Nelson | Speaker |
| Babcock | W. S. Clark | Hubbard | Nicholson | Stewart |

| | | | | |
|------------|--------------|-----------|---------------|-----------------|
| Balcom | Cook | Humphrey | Parshall | Sullard |
| Bamler | Cornwall | Irving | Pitts | Tarbox |
| Bemus | Dayton | Jacobs | Place, | Topliff |
| Bennet | Decker | Jones | Prince | Trainer |
| Bergen | Eaton | Julland | Ranney | Van Valkenb'rgh |
| Bigelow | Flach | Keady | Ray | Wellington |
| Bradstreet | J. L. Flagg | Kinney | S. Richardson | Wells |
| Bristol | F. H. Flagge | Laaser | Rider | Wendover |
| Brush | Frear | Little | Root | Williams |
| Button | Furman | Lounsbury | Selkreg | A. I. Wood |
| Cameron | Gleason | Miller | Skeels | Younglove |
| Campbell | | | | |

Those who voted in the negative, were

| | | | | |
|----------|----------|-----------|-------|-------|
| D. Burns | McKiever | O'Reilley | Raber | Riley |
| P. Burns | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. A. I. Wood moved that the House take a recess until 7½ o'clock P. M.

Mr. Brush moved to amend said motion by inserting "3½" in place of "7½."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Brush, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. A. I. Wood, as amended, and it was determined in the affirmative.

Thereupon, the House took a recess until 3½ o'clock P. M.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

The bill entitled "An act for the relief of Willis B. Sayre, Julia M. Maxwell, Elouisa O. Beebe, James B. Sayre and Francis E. McHenry, heirs-at-law of Matthew Sayre, deceased," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 69 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|-----------|---------------|-----------------|
| Ackert | Flach | Jacobs | Murphy | Speaker |
| Babcock | J. L. Flagg | Johnson | Nelson | Stannard |
| Balcom | F. H. Flagge | Julland | Nicholson | Sullard |
| Bamler | Frear | Keady | Parshall | Sumner |
| Bentley | Furman | Kiernan | Pond | Topliff |
| Buel | Galvin | Kinney | Prince | Underwood |
| D. Burns | Gifford | La Bau | Raber | Van Valkenb'rgh |
| P. Burns | Gleason | Laffer | Ranney | Weed |
| Chapman | Guigon | Little | Ray | Wellington |
| Chism | Hartman | Loughran | A. Richardson | Wells |
| W. S. Clark | Hasbrouck | Lounsbury | Rider | Williams |

| | | | | |
|----------|----------|----------|-------------|------------|
| Cornwall | Hubbard | Mann | Riley | A. I. Wood |
| Davis | Humphrey | McKiever | Root | Younglove |
| Eaton | Irving | Miller | L. E. Smith | |

Those who voted in the negative, were

| | | | | |
|---------|----------|------------|---------------|----------|
| Burhans | G. Clark | Matthewson | Quinn | Selkreg |
| Cameron | Clausen | O'Reilly | S. Richardson | Skillman |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act for making indices of the deeds, mortgages, writings, documents and maps of record in the county of Richmond, and for the payment of the cost and expenses thereof, and of the books and materials required for the same,' passed May 16, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cornwall | Jacobs | Nelson | Skeels |
| A. H. Andrew | Davis | Johnson | Nicholson | Skillman |
| Babcock | Eaton | Jones | Parshall | L. E. Smith |
| Balcom | Flach | Juliaud | Pitts | Speaker |
| Bamler | J. L. Flagge | Keady | Pond | Stannard |
| Bentley | F. H. Flagge | Kinney | Prince | Sullard |
| Brush | Frear | La Bau | Quinn | Summer |
| Buel | Furman | Lasher | Raber | Topliff |
| Burhans | Galvin | Lefler | Ranney | Underwood |
| P. Burns | Gifford | Little | Ray | Van Valkenburgh |
| Button | Gleason | Loughran | A. Richardson | Weed |
| Cameron | Guigon | Lounsbury | S. Richardson | Wellington |
| Chapman | Hartman | Mann | Rider | Wells |
| Chism | Hasbrouck | Matthewson | Riley | Williams |
| G. Clark | Hubbard | McKiever | Root | A. I. Wood |
| W. S. Clark | Humphrey | Miller | Selkreg | Younglove |
| Clausen | Irving | Murphy | Sherman | |

For the negative,

D. Burns

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal an act entitled 'An act to incorporate the American Trades' Agency,' passed May 13, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 65 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|-----------|------------|---------------|
| Babcock | W. S. Clark | Guigon | Matthewson | A. Richardson |
| Bamler | Clausen | Hartman | McKiever | S. Richardson |
| Bentley | Cook | Hasbrouck | Miller | Riley |
| Bradstreet | Cornwall | Hubbard | Murphy | Root |
| Brush | Davis | Humphrey | Nelson | Sherman |

| | | | | |
|----------|--------------|----------|----------|-----------------|
| Buel | Eaton | Jacobs | O'Reilly | Speels |
| Burhans | Flach | Johnson | Parshall | Skillman |
| D. Burns | J. L. Flagge | Jones | Pitts | Speaker |
| P. Burns | F. H. Flagge | Keady | Pond | Sumner |
| Cameron | Frear | Kiernan | Prince | Underwood |
| Chapman | Galvin | Kinney | Quinn | Van Valkenb'rgh |
| Chism | Gifford | Lefler | Raber | Weed |
| G. Clark | Gleason | Loughran | Ranney | Wellington |

Those who voted in the negative, were

| | | | | |
|---------|-------------|---------|------------|-----------|
| Mann | L. E. Smith | Topliff | A. I. Wood | Younglove |
| Selkreg | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to extend the operation of chapter 448 of the Laws of 1865, being an act to facilitate the construction of railroads and tram roads within the counties of Essex and Clinton, and to authorize the formation of companies therefor, to the counties of Dutchess, Putnam, Westchester and Orange," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Ackert | Flach | Jones | Nicholson | Speels |
| Babcock | J. L. Flagge | Juliand | Parshall | L. E. Smith |
| Bamler | F. H. Flagge | Keady | Pitts | Speaker |
| Bentley | Frear | Kiernan | Pond | Stannard |
| Brush | Furman | Kinney | Prince | Sullard |
| Buel | Galvin | La Bau | Raber | Sumner |
| Burhans | Gifford | Lasher | Ranney | Topliff |
| D. Burns | Gleason | Lefler | Ray | Tower |
| P. Burns | Guigou | Little | A. Richardson | Trainer |
| Chapman | Hartman | Loughran | S. Richardson | Weed |
| G. Clark | Hasbrouck | Mann | Rider | Wellington |
| W. S. Clark | Hubbard | Matthewson | Riley | Wells |
| Clauson | Humphrey | Miller | Selkreg | Williams |
| Cornwall | Jacobs | Murphy | Sherman | Younglove |
| Eaton | Johnson | Nelson | | |

Those who voted in the negative, were

| | | |
|--------|-----------------|------------|
| Irving | Van Valkenb'rgh | A. I. Wood |
|--------|-----------------|------------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the Astoria and Hunter's Point Railroad Company to change the route of their road," was read a third time.

Mr. Speaker put the question whether the House would agree to the the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------|---------|-----------|---------|
| Ackert | Davis | Johnson | Murphy | Rider |
| A. H. Andrew | Eaton | Jones | Nelson | Root |
| Babcock | Flach | Juliand | Nicholson | Sherman |

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Balcom | J. L. Flagg | Keady | O'Reilly | Skeels |
| Bamler | F. H. Flagge | Kiernan | Parshall | Skillman |
| Brush | Frear | La Bau | Pitts | L. E. Smith |
| Buel | Furman | Lefler | Pond | Speaker |
| Burhans | Galvin | Little | Prince | Stannard |
| D. Burns | Guilgon | Loughran | Quinn | Sullard |
| P. Burns | Hartman | Lounsbury | Raber | Sumner |
| Cameron | Hasbrouck | Mann | Ranney | Tower |
| Chapman | Hubbard | Matthewson | Ray | Trainer |
| W. S. Clark | Humphrey | McKiever | A. Richardson | Weed |
| Clausen | Irving | Miller | S. Richardson | Younglove |
| Cornwall | Jacobs | | | |

Those who voted in the negative, were

| | | | |
|----------|---------|---------|-----------------|
| G. Clark | Selkreg | Topliff | Van Valkenburgh |
|----------|---------|---------|-----------------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the West Albany Mechanics' Relief Association of the city of Albany," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Clausen | Irving | Miller | Sargent |
| A. H. Andrew | Cook | Jacobs | Murphy | Selkreg |
| Babcock | Cornwall | Johnson | Nelson | Skeels |
| Bamler | Davis | Jones | Nicholson | L. E. Smith |
| Bemus | Eaton | Juland | Parshall | Speaker |
| Bentley | Flach | Keady | Pitts | Stannard |
| Brush | J. L. Flagg | Kiernan | Prince | Sullard |
| Buel | Frear | Lasher | Quinn | Sumner |
| Burhans | Furman | Lefler | Raber | Topliff |
| P. Burns | Gifford | Little | Ranney | Underwood |
| Cameron | Guilgon | Loughran | Ray | Weed |
| Chapman | Hartman | Lounsbury | A. Richardson | Wells |
| Chism | Hasbrouck | Mann | S. Richardson | Williams |
| G. Clark | Hubbard | Matthewson | Rider | A. I. Wood |
| W. S. Clark | Humphrey | McKiever | Root | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act in relation to the New York, Housatonic and Northern Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|----------|----------|
| A. H. Andrew | W. S. Clark | Johnson | Parshall | Skeels |
| Balcom | Cook | Jones | Penfield | Skillman |
| Bamler | Cornwall | Juland | Pitts | Speaker |
| Bemus | Dayton | Kiernan | Pond | Stannard |
| Bennet | Decker | Kinney | Prince | Sullard |
| Bergen | Eaton | Lefler | Raber | Sumner |
| Bradstreet | Frear | Lounsbury | Ranney | Tarbox |
| Bristol | Furman | Madden | Ray | Topliff |

| | | | | |
|----------|-----------|------------|---------------|-----------------|
| Brush | Gleason | Mann | A. Richardson | Trainer |
| Buel | Guigou | Matthewson | S. Richardson | Van Valkenburgh |
| P. Burns | Halsey | Miller | Rider | Weed |
| Cameron | Hasbrouck | Murphy | Sargent | Wellington |
| Campbell | Hubbard | Nelson | Selkreg | F. H. Woods |
| Chism | Humphrey | Nicholson | Sherman | Younglove |
| G. Clark | Irving | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the American and Foreign Joint Stock Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 11 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|------------|---------------|
| Ackert | P. Burns | Furman | La Bau | Raber |
| Allis | Campbell | Gifford | Lefler | Ranney |
| A. H. Andrew | Chapman | Gleason | Little | S. Richardson |
| W. S. Andrews | Chism | Halsey | Mann | Rider |
| Babcock | G. Clark | Hartman | Matthewson | Sherman |
| Balcom | W. S. Clark | Hasbrouck | McKiever | Skeels |
| Bamler | Cook | Hubbard | Miller | Skillman |
| Bemas | Dayton | Humphrey | Murphy | Speaker |
| Bennet | Decker | Irving | Nelson | Topliff |
| Bentley | Eaton | Jacobs | Parshall | Tower |
| Bradstreet | Flach | Johnson | Pitts | Trainer |
| Bristol | J. L. Flag | Juland | Place | Underwood |
| Brush | F. H. Flagge | Keady | Pond | Wellington |
| D. Burns | Frear | Kinney | Prince | Williams |

Those who voted in the negative, were

| | | | | |
|----------|-----------|-----------|---------|-------------|
| Cameron | Lounsbury | O'Reilley | Ray | L. E. Smith |
| Cornwall | Nicholson | Quinn | Selkreg | Wells |
| Davis | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to gas light companies in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|-----------|------------|
| Ackert | W. S. Clark | Humphrey | Miller | Selkreg |
| W. S. Andrews | Clausen | Irving | Nelson | Sherman |
| Babcock | Cornwall | Jacobs | Nicholson | Skeels |
| Balcom | Dayton | Jones | O'Reilley | Skillman |
| Bemas | Decker | Juland | Parshall | Sullard |
| Bennet | Eaton | Keady | Penfield | Sumner |
| Bradstreet | Flach | Kiernan | Place | Topliff |
| Buel | J. L. Flag | La Bau | Pond | Torrey |
| D. Burns | F. H. Flagge | Lefler | Prince | Tower |
| P. Burns | Frear | Little | Quinn | Underwood |
| Button | Furman | Loughran | Raber | Wellington |
| Campbell | Galvin | Lounsbury | Ray | Wells |

| | | | | |
|----------|---------|------------|---------------|----------|
| Chism | Guigou | Mann | S. Richardson | Williams |
| G. Clark | Hubbard | Matthewson | Rider | |

Those who voted in the negative, were

Brush Speaker

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Hamburg Driving Park Association," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Humphrey | Miller | Selkreg |
| A. H. Andrew | G. Clark | Irving | Nelson | Sherman |
| W. S. Andrews | W. S. Clark | Jacobs | Nicholson | Skeels |
| Babcock | Cornwall | Jones | O'Reilly | L. E. Smith |
| Balcom | Davis | Juliaud | Parshall | Speaker |
| Bamler | Dayton | Keady | Pitts | Starr |
| Bemus | Decker | Kiernan | Place | Sullard |
| Bigelow | Eaton | Kinney | Prince | Topliff |
| Bradstreet | J. L. Flag | La Bau | Quinn | Torrey |
| Bristol | F. H. Flagge | Lefler | Raber | Tower |
| Brush | Frear | Little | Ray | Underwood |
| D. Burns | Furman | Lounsbury | S. Richardson | Van Valkenburgh |
| P. Burns | Hartman | Mann | Rider | Weed |
| Button | Hasbrouck | Matthewson | Riley | Williams |
| Cameron | Hubbard | McKiever | Root | F. H. Woods |

For the negative,

Gifford

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Forestport Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 9 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Chism | Guigou | Matthewson | Riley |
| W. S. Andrews | G. Clark | Hasbrouck | Miller | Selkreg |
| Babcock | W. S. Clark | Hubbard | Murphy | Skeels |
| Balcom | Clausen | Humphrey | Nicholson | L. E. Smith |
| Bamler | Cook | Jacobs | O'Reilly | Speaker |
| Bemus | Cornwall | Jones | Parshall | Stannard |
| Bentley | Davis | Juliaud | Place | Sullard |
| Bradstreet | Dayton | Kiernan | Pond | Topliff |
| Brush | Eaton | La Bau | Prince | Underwood |
| Buel | Flach | Lasher | Quinn | Weed |
| Burhans | J. L. Flag | Lefler | Raber | Wellington |
| D. Burns | F. H. Flagge | Little | Ray | Wells |
| Button | Frear | Loughran | A. Richardson | Williams |
| Cameron | Galvin | Lounsbury | S. Richardson | Younglove |
| Chapman | Gifford | Mann | Rider | |

Those who voted in the negative, were

| | | | | |
|----------|---------|----------|-------|----------|
| P. Burns | Hartman | Keady | Moran | Skillman |
| Campbell | Johnson | McKiever | Pitts | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Trainer, from the sub-committee of the whole, submitted a report in writing; which was laid on the table and ordered printed.

(See Doc. No. 152.)

The Senate bill entitled "An act to incorporate the Old Guard of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Chism | Hasbrouck | Matthewson | Riley |
| Allis | G. Clark | Hubbard | McKiever | Selkreg |
| A. H. Andrew | W. S. Clark | Humphrey | Miller | Sherman |
| W. S. Andrews | Cook | Irving | Murphy | Skeels |
| Babcock | Cornwall | Jacobs | Nicholson | L. E. Smith |
| Bamler | Dayton | Juliand | O'Reilley | Speaker |
| Bemus | Decker | Keady | Parshall | Stewart |
| Bennet | Eaton | Kiernan | Pitts | Sullard |
| Bergen | Flach | Kinney | Place | Topliff |
| Bradstreet | J. L. Flagg | La Bau | Pond | Torrey |
| Brush | F. H. Flagge | Lefler | Prince | Tower |
| Burbans | Frear | Little | Quinn | Trainer |
| D. Burns | Furman | Loughran | Raber | Underwood |
| P. Burns | Galvin | Lounsbury | A. Richardson | A. I. Wood |
| Button | Gleason | Madden | S. Richardson | F. H. Woods |
| Cameron | Halsey | Mann | Rider | Younglove |
| Campbell | Hartman | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the Citizens' Mutual Gas Light Company of Poughkeepsie," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Chapman | Hasbrouck | Miller | Selkreg |
| Allis | Chism | Hubbard | Murphy | Sherman |
| A. H. Andrew | G. Clark | Humphrey | Nelson | Skeels |
| W. S. Andrews | W. S. Clark | Jacobs | Nicholson | L. E. Smith |
| Babcock | Cornwall | Jones | Parshall | Speaker |
| Balcom | Daily | Juliand | Place | Stevens |
| Bemus | Dayton | Keady | Pond | Stewart |
| Bennet | Decker | Kiernan | Prince | Sullard |
| Bergen | Eaton | Kinney | Quinn | Topliff |
| Bradstreet | Flach | La Bau | Raber | Tower |
| Brush | J. L. Flagg | Lasher | Ray | Trainer |
| Buel | F. H. Flagge | Lefler | S. Richardson | Underwood |
| P. Burns | Frear | Little | Rider | Van Valkenburgh |
| Button | Furman | Madden | Riley | Wiley |

| | | | | |
|----------|---------|------------|------|----------|
| Cameron | Gleason | Matthewson | Root | Williams |
| Campbell | Hartman | McKiever | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hartman offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to provide for the appointment of an additional number of notaries public in the city and county of New York," have its third reading at 5 o'clock p. m.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The bill entitled "An act to incorporate the Rhinebeck and Rondout Ice Bridge and Passenger Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|---------------|-------------|
| Ackert | W. S. Clark | Irving | Nelson | Sherman |
| Allis | Cornwall | Jacobs | Nicholson | Skillman |
| A. H. Andrew | Dayton | Jones | Parshall | C. L. Smith |
| W. S. Andrews | Decker | Juland | Pitts | L. E. Smith |
| Babcock | Eaton | Keady | Pond | Speaker |
| Bamler | Flach | Kiernan | Prince | Sullard |
| Bemus | J. L. Flagg | La Bau | Raber | Sumner |
| Bennet | F. H. Flagg | Lefler | Ranney | Topliff |
| Bradstreet | Frear | Little | Ray | Tower |
| Brush | Furman | Loughran | A. Richardson | Trainer |
| D. Burns | Galvin | Madden | S. Richardson | Underwood |
| P. Burns | Gifford | Mann | Rider | Wellington |
| Cameron | Gleason | McKiever | Riley | A. I. Wood |
| Campbell | Hartman | Miller | Root | F. H. Woods |
| Chism | Hasbrouck | Murphy | Selkreg | Younglove |
| G. Clark | Humphrey | | | |

For the negative,

Hubbard

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the veterans of the Twenty-second regiment, fourth brigade, first division, National guard of the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|-------------|
| Ackert | Chism | Hubbard | Miller | Root |
| Allis | G. Clark | Humphrey | Murphy | Selkreg |
| A. H. Andrew | W. S. Clark | Irving | Nicholson | Sherman |
| W. S. Andrews | Cornwall | Jacobs | O'Reilly | Speels |
| Babcock | Dayton | Jones | Parshall | L. E. Smith |
| Balcom | Decker | Juland | Penfield | Speaker |

| | | | | |
|----------|--------------|------------|---------------|------------|
| Bamler | Eaton | Keady | Pitts | Stewart |
| Bennet | Flach | Kiernan | Pond | Sullard |
| Bergen | J. L. Flagg | Kinney | Prince | Tarbox |
| Bigelow | F. H. Flagge | La Bau | Quinn | Topliff |
| Brush | Frear | Lasher | Raber | Tower |
| Buel | Furman | Lefler | Ray | Trainer |
| D. Burns | Galvin | Little | A. Richardson | Underwood |
| P. Burns | Gleason | Mann | S. Richardson | Wellington |
| Button | Halsey | Matthewson | Riley | Wiley |
| Cameron | Hasbrouck | McKiever | Rogers | Williams |
| Campbell | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to regulate a road in the town of Palatine, Montgomery county."

"An act to amend an act for the preservation of the public health, passed April 10, 1850, and to repeal chapter 169 of the Laws of 1854 amendatory thereof."

"An act to authorize the borrowing of money, and the issue of town bonds by the board of town auditors of the town of Varick, in the county of Seneca."

"An act to incorporate the Saugerties Savings Bank."

"An act to vest certain real estate belonging to the State, in the town of Marlborough, Ulster county, and to establish a public highway."

"An act to incorporate Lafayette Fire Engine Company, No. 1, of South Rondout, in the town of Esopus and county of Ulster."

"An act in relation to the inspection of gas pipes, used in steamboats and other vessels, in the State of New York."

"An act to confirm and render valid the official and corporate acts of the Northwestern Dispensary in the city of New York."

"An act to facilitate the construction of the Buffalo and Washington Railway, and to authorize towns to subscribe to the capital stock thereof."

"An act to provide for the safety of life on city railroads in the city of New York."

"An act to provide for the organization and government of the police force of the city of Albany."

"An act empowering the board of supervisors of Monroe county, to require bail from the superintendent of the Monroe county penitentiary."

"An act to amend the charter of Saratoga Springs, passed March 26, 1866, and for the purpose of securing a supply of pure and wholesome water for the use of said village."

"An act to amend an act entitled 'An act to consolidate the several school districts, and parts of districts, within the corporate limits of the village of Saratoga Springs, and to establish a free union school or schools therein,' passed April 12, 1867."

"An act to amend an act entitled 'An act for the correction of assessments and equalization of taxes.'"

"An act in relation to the county treasurer of Rensselaer county."

"An act to incorporate the Milton Ferry Company."

"An act in relation to the examination of the accounts of the Treasurer and other State officers."

"An act to authorize the construction of an iron bridge over the Black River canal, in the village of Port Leyden, in the county of Lewis."

"An act to facilitate the construction of the New York and Albany railroad, and to authorize the issuing and guaranteeing of bonds."

"An act relating to lands in the city of Brooklyn, devised by John Thursby, deceased."

"An act to alter the map or plan of certain portions of the city of New York, and for the laying out and improvement of the same."

"An act to incorporate the village of Corfu."

"An act to authorize the establishment of a line of coaches and vehicles in and through the Central Park of the city of New York."

"An act authorizing the construction of a railroad from the end of the Long Wharf, on the Hudson river, in the town of Fishkill, Dutchess county, to Matteawan, in said town."

"An act to incorporate the New York Health and Accident Insurance Company."

"An act to authorize the Society of Agriculture and Horticulture of Westchester county, to mortgage, lease or sell real estate."

"An act relative to summary proceedings to recover the possession of land."

The Senate bill entitled "An act to provide for the appointment of an additional number of notaries public in the city and county of New York," being announced for third reading,

By unanimous consent, on motion of Mr. Juliand, the same was amended by adding at the end of section 2, the words following: "and two additional to each county in the State."

Also, by unanimous consent, on motion of Mr. D. Burns, by striking out the word "one," after the word "York" in section 1, line 4, and inserting in lieu thereof the word "two." After the word "hundred," in same line, strike out the words "and fifty."

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Jacobs | Murphy | C. L. Smith |
| Allis | Cornwall | Johnson | Nicholson | L. E. Smith |
| W. S. Andrews | Davis | Jones | O'Reilly | Speaker |
| Babcock | Dayton | Juliand | Penfield | Starr |
| Bamler | Eaton | Keady | Prince | Sullard |
| Bennet | J. L. Flagg | Kiernan | Quinn | Sumner |
| Bentley | F. H. Flagg | Kinney | Raber | Topliff |
| Bergen | Fréar | La Bau | Ray | Torrey |
| Bradstreet | Furman | Lefler | S. Richardson | Trainer |
| Burhans | Gleason | Loughran | Rider | Underwood |
| D. Burns | Hartman | Madden | Riley | Van Valkenburgh |
| P. Burns | Hasbrouck | Mann | Root | Wellington |
| Button | Howard | Matthewson | Selkreg | Wendover |
| Cameron | Hubbard | McKiever | Sherman | F. H. Woods |
| Campbell | Humphrey | Moran | Skeels | Younglove |
| G. Clark | Irving | | | |

Ordered. That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the Shelter Island Wharf and Improvement Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the

final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | P. Burns | Hartman | Murphy | Rider |
| Allis | Button | Hubbard | Nelson | Selkreg |
| A. H. Andrew | Campbell | Humphrey | Nicholson | Sherman |
| W. S. Andrews | G. Clark | Jacobs | O'Reilley | L. E. Smith |
| Babcock | W. S. Clark | Jones | Penfield | Speaker |
| Balcom | Dayton | Julland | Pitts | Stewart |
| Bemus | Eaton | Keady | Pond | Sullard |
| Bennet | Flach | Kiernan | Prince | Topliff |
| Bergen | J. L. Flagge | La Bau | Quinn | Tower |
| Bradstreet | F. H. Flagge | Little | Raber | Trainer |
| Bristol | Frear | Mann | Ray | Underwood |
| Brush | Galvin | Matthewson | A. Richardson | F. H. Woods |
| Burhans | Gleason | McKiever | S. Richardson | Younglove |
| D. Burns | Halsey | Miller | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the Walworth Hose Association, of the village of Saratoga Springs," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Chapman | Howard | Murphy | Root |
| A. H. Andrew | G. Clark | Humphrey | Nicholson | Selkreg |
| Babcock | W. S. Clark | Jacobs | O'Reilley | Skeels |
| Balcom | Cornwall | Jones | Parshall | L. E. Smith |
| Bemus | Dayton | Julland | Penfield | Speaker |
| Bennet | Farley | Keady | Pitts | Sullard |
| Bradstreet | J. L. Flagge | Kinney | Pond | Topliff |
| Brush | F. H. Flagge | La Bau | Prince | Torrey |
| Burhans | Frear | Lefler | Raber | Tower |
| D. Burns | Furman | Mann | Ranney | Underwood |
| P. Burns | Gleason | Matthewson | Ray | Williams |
| Button | Halsey | McKiever | S. Richardson | A. I. Wood |
| Cameron | Hartman | Miller | Rider | Younglove |
| Campbell | Hasbrouck | Moran | Biley | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. L. E. Smith offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to authorize certain towns in the county of Livingston to issue bonds and take stock in the Erie and Genesee Valley Railroad Company," have its third reading at half-past five o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The Senate bill entitled "An act to extend the charter of the Greenpoint and Shelter Island Ferry Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Jacobs | Nicholson | Sherman |
| Allis | G. Clark | Jones | O'Reilly | Skeels |
| A. H. Andrew | W. S. Clark | Juliaud | Parshall | L. E. Smith |
| W. S. Andrews | Cornwall | Keady | Pitts | Speaker |
| Babcock | Dayton | Kinney | Pond | Stannard |
| Balcom | Eaton | La Ban | Prince | Stevens |
| Bemus | Flach | Lefler | Raber | Stewart |
| Bennet | J. L. Flagg | Madden | Ray | Sullard |
| Bigelow | F. H. Flagg | Mann | A. Richardson | Topliff |
| Bristol | Gleason | Matthewson | S. Richardson | Torrey |
| Brush | Guigou | McKiever | Rider | Tower |
| D. Burns | Hartman | Miller | Riley | Trainer |
| P. Burns | Hasbrouck | Moran | Sargent | Underwood |
| Cameron | Hubbard | Nelson | Selkreg | Wellington |
| Campbell | Humphrey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Speaker presented the following communication from the Comptroller:

COMPTROLLER'S OFFICE,
ALBANY, April 18, 1868. }

To the Speaker of the Assembly:

Sir—The cost for printing 500 copies of the report of the Quartermaster General, referred to in the resolution of the House of the 10th inst., will be \$35.

Very respectfully yours,
W. F. ALLEN, *Comptroller*.

Said communication was referred to the committee on public printing. On motion of Mr. A. I. Wood, the House took a recess until 7½ o'clock P. M.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

A message from the Senate was received and read, informing of concurrence in the passage of the bill entitled as follows:

"An act to authorize and require the Comptroller of the State to settle with the treasurer of the county of Franklin, in relation to certain non-resident taxes."

Ordered, That the Clerk deliver said bill to the Governor.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the Senate bill entitled "An act to amend chapter 173, Laws of 1867, passed March 28, 1867, entitled 'An act to amend an act to provide for the erection of a town hall in the town of Jamaica, in the county of Queens,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent, on motion of Mr. W. S. Clark,
Resolved, That the Senate bill entitled "An act to release the interest of the State in certain real estate to Sarah Elizabeth James," be referred to the committee on the internal affairs of towns and counties, with power to report complete at any time.

The House then resolved itself into a committee of the whole for the consideration of the special order, being the bills entitled as follows:

"An act relative to the county of New York, to provide for the support and uses of the county government by tax, and to improve its property, increase its revenues, and to regulate its officers and its expenditures."

"An act to encourage and aid in the construction of railroads in this State, to provide the means therefor, and to prescribe the manner in which the same shall be expended."

"An act to amend chapter 403 of the Session Laws of 1864, in reference to the Metropolitan Police district."

And after some time spent therein, Mr. Jacobs, from said committee reported progress on said bills, and asked leave to sit again.

The question being on granting leave to sit again on said first mentioned bill,

Mr. Frear moved to discharge the committee of the whole from the further consideration of said bill, and that the same be now read a third time, and on that motion moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Frear, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
 { NOES 11 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Chapman | Hartman | Matthewson | Sherman |
| A. H. Andrew | Chism | Hasbrouck | McKiever | Skeels |
| W. S. Andrews | W. S. Clark | Howard | Moran | C. L. Smith |
| Bamler | Clausen | Humphrey | Murphy | Speaker |
| Bemus | Cook | Irving | O'Reilly | Stannard |
| Bentley | Daily | Jacobs | Parshall | Starr |
| Bergen | Davis | Johnson | Penfield | Sullard |
| Bradstreet | Dayton | Jones | Place | Sumner |
| Bristol | Decker | Juliland | Pond | Tower |
| Brush | Eaton | Keady | Prince | Trainer |
| Buel | Flach | Kiernan | Purdy | Underwood |
| Burhans | J. L. Flagg | Kinney | Quinn | Weed |
| D. Burns | Frear | Lefler | Raber | Wellington |
| P. Burns | Galvin | Little | Reeve | Wells |
| Button | Gleason | Loughran | A. Richardson | Wiley |
| Cameron | Guigon | Lounsbury | Rider | Williams |
| Campbell | Halsey | Mann | Riley | A. I. Wood |

Those who voted in the negative, were

| | | | | |
|--------------|--------|---------------|-------------|----------|
| Bigelow | La Ban | S. Richardson | L. E. Smith | Topliff |
| G. Clark | Pitts | Selkreg | Tarbox | Wendover |
| F. H. Flagge | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The question then being on granting leave to sit again on said second mentioned bill,

Mr. Brush moved that said bill be recommitted to the committee on railroads, with instructions to strike out the enacting clause.

Mr. Tarbox moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Brush, and it was determined in the negative.

{ AYES 31 }
{ NOES 62 }

Those who voted in the affirmative, were

| | | | | |
|------------|-----------|------------|---------------|-----------|
| Ackert | Halsey | Loughran | Purdy | Stannard |
| Babcock | Hartman | Matthewson | Raber | Tarbox |
| Brush | Hasbrouck | McKiever | A. Richardson | Wells |
| Chapman | Howard | Penfield | S. Richardson | Wendover |
| G. Clark | Humphrey | Pitts | Sherman | Williams |
| Decker | La Bau | Prince | L. E. Smith | Younglove |
| J. L. Flag | | | | |

Those who voted in the negative, were

| | | | | |
|---------------|--------------|-----------|-----------|-------------|
| A. H. Andrew | Cameron | Gleason | Murphy | C. L. Smith |
| W. S. Andrews | Campbell | Guigou | Nelson | Speaker |
| Bamler | Chism | Irving | O'Reilley | Starr |
| Bemus | W. S. Clark | Johnson | Place | Sullard |
| Bennet | Clausen | Jones | Quinn | Topliff |
| Bentley | Cook | Juliaud | Ranney | Tower |
| Bergen | Daily | Keady | Rider | Trainer |
| Bradstreet | Dayton | Kinney | Riley | Underwood |
| Buel | Eaton | Lasher | Root | Weed |
| Burhans | Flach | Little | Selkreg | Wellington |
| D. Burns | F. H. Flagge | Lounsbury | Skeels | Wiley |
| P. Burns | Frear | Moran | Skillman | A. I. Wood |
| Button | Galvin | | | |

Mr. W. S. Clark moved to discharge the committee of the whole from the further consideration of said bill, and that it be ordered engrossed and to a third reading, and on that motion moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. S. Clark, and it was determined in the affirmative.

{ AYES 58 }
{ NOES 33 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|-----------|-------------|
| A. H. Andrew | Campbell | Gleason | Murphy | Selkreg |
| W. S. Andrews | Chism | Guigou | Nelson | Sherman |
| Bamler | W. S. Clark | Hasbrouck | O'Reilley | Skeels |
| Bemus | Cook | Humphrey | Parshall | C. L. Smith |
| Bennet | Daily | Irving | Place | Starr |
| Bergen | Dayton | Johnson | Pond | Sullard |
| Bradstreet | Eaton | Jones | Ranney | Topliff |
| Buel | Flach | Juliaud | Ray | Tower |
| Burhans | F. H. Flagge | Kinney | Rider | Underwood |
| D. Burns | Frear | Lasher | Riley | Weed |
| Button | Furman | Lounsbury | Root | Wiley |
| Cameron | Galvin | Mann | | |

Those who voted in the negative, were

| | | | | |
|----------|-------------|----------|---------------|-------------|
| Ackert | Decker | La Bau | Purdy | L. E. Smith |
| Babcock | J. L. Flagg | Little | Quinn | Stannard |
| Brush | Halsey | Loughran | Raber | Tarbox |
| Chapman | Hartman | McKiever | A. Richardson | Wells |
| G. Clark | Howard | Penfield | S. Richardson | Williams |
| Clausen | Jacobs | Pitts | Skillman | Younglove |
| Davis | Keady | Prince | | |

The question then being on granting leave to sit again on said last mentioned bill,

Mr. W. S. Andrews moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered engrossed and to a third reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. D. Burns moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Whereupon, at 10 o'clock and 30 minutes, the House adjourned.

TUESDAY, 'APRIL 21, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Sewell.

The minutes of yesterday were read and approved.

By unanimous consent, on motion of Mr. D. Burns,

Resolved, That the bill entitled "An act relative to savings banks," be recommitted to the committee on banks, to report complete at any time.

By unanimous consent, on motion of Mr. Decker,

Resolved, That the bill entitled "An act in relation to the sale of the Quarantine hospital grounds, Staten Island," be referred to the committee on commerce and navigation, with power to report complete at any time.

In pursuance of the ninth joint-rule, Mr. Speaker announced the order of business "third reading of bills."

Mr. Ray moved to lay the same on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bill entitled as follows:

"An act approving lines and grades established under authority of chapter 697, of Laws of 1867."

Ordered, That the Clerk return said bill to the Senate.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to authorize the trustees of the First Society of the Methodist Episcopal Church of the town of Cicero, Onondaga county, to sell and dispose of the parsonage property of said society," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to release the interest of the State in certain real estate to Sarah Elizabeth James," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent, on motion of Mr. Underwood,

Resolved, That the bill entitled "An act to authorize the town of Argyle, in the county of Washington, to raise money by tax for the erection of a court house and jail therein for said county," be recommitted to the committee on the internal affairs of towns and counties, to report complete at any time.

Mr. Pitts offered for the consideration of the House a preamble and resolutions, in the words following:

Whereas, the building known as Congress Hall, is the property of the State, and is located conveniently to the Capitol; and whereas, it is necessary for the accommodation of the members of the Court of Impeachment, during the trial of Canal Commissioner Dorn, that the same should be kept as a hotel; therefore,

Resolved (if the Senate concur), That the Capitol commissioners and the Commissioners of the Land Office are hereby instructed not to tear down, or in any way interfere with the building known as Congress Hall, or the Library, until directed to do so by some future Legislature.

Resolved, That the Clerk of the House be directed to serve a copy of the foregoing upon each of the Capitol commissioners, and a copy upon the clerk of the Commissioners of the Land Office.

Ordered, That said resolutions be laid on the table.

Mr. Ray moved to take up the order of business, "motions and resolutions," for ten minutes.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Ray,

Resolved, That the committee on the judiciary be discharged from the further consideration of the Senate bill entitled "An act to amend an act entitled 'An act to amend and reduce to one act the several acts relating to buildings, and the keeping and storage of combustible materials in the city of New York,' passed May 4, 1866," and that the same be ordered to a third reading.

On motion of Mr. D. Burns,

Resolved, That the bill entitled "An act to incorporate the Eastside Savings Bank, in the city of New York," be recommitted to the committee on banks, with power to report complete.

By unanimous consent, on motion of Mr. Hasbrouck,

Resolved, That the bill entitled "An act to authorize the town of Shawangunk, Ulster county, to borrow money to rebuild bridges," be recommitted to the committee on the internal affairs of towns and counties, to report complete at any time.

By unanimous consent, on motion of Mr. Quinn,

Resolved, That the bill entitled "An act in relation to storage and the keeping of combustible material in the city of New York, and imposing certain powers and duties upon the authorities authorized to enforce the same," be recommitted to the committee on the judiciary, with power to report complete at any time.

By unanimous consent, on motion of Mr. Raber,

Resolved, That the bill entitled "An act to close a portion of old

Bushwick avenue of Brooklyn," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. Cornwall,

Resolved, That the bill entitled "An act to amend the charter of the Carthage Savings Bank," be recommitted to the committee on banks, to report complete at any time.

By unanimous consent, on motion of Mr. Mallison,

Resolved, That the bill entitled "An act to amend an act to establish fire limits of the city of Brooklyn," be referred to the committee on the affairs of cities, to report complete at any time.

By unanimous consent, on motion of Mr. Frear,

Resolved, That the bill entitled "An act in relation to the opening, extending and widening of Thompson street, in the city of New York," have its third reading at eleven o'clock.

By unanimous consent, on motion of Mr. Lounsbury,

Resolved, That the bill entitled "An act to authorize the Kingston Building Company to increase its capital stock," be recommitted to the committee on the internal affairs of towns and counties, with power to report complete at any time.

By unanimous consent, on motion of Mr. Lounsbury,

Resolved, That the Senate bill entitled "An act in relation to writs of prohibition," be referred to the committee on the judiciary, with power to report complete at any time.

By unanimous consent, on motion of Mr. Keady,

Resolved, That the Senate bill entitled "An act to close Eleventh street, in the city of Brooklyn, and to construct a canal in place thereof," be referred to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. Ranney,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to enable the electors of the town of Onondaga to hold their town meetings in election districts," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. Ranney,

Resolved, That the committee on charitable and religious societies be discharged from the further consideration of the Senate bill entitled "An act to enable the First Free Methodist Church, in the city of Syracuse, to elect trustees," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. Williams,

Resolved, That the committee on the affairs of villages be authorized to report complete the Senate bill entitled "An act to enable the electors of any incorporated village of this State to hold a special election of village officers in certain cases, and to legalize the acts of officers holding over."

By unanimous consent, on motion of Mr. Campbell,

Resolved, That the bill entitled "An act to release to Benjamin Sanchez the title of the people of the State of New York, acquired by escheat, in and to certain real estate," be recommitted to the committee on the judiciary, with power to report complete at any time.

The Senate returned the bill entitled "An act to authorize the Saratoga Gaslight Company to raise money to enlarge and change its works, by issuing bonds or preferred stock," with a message informing that they had passed the same, with the following amendment:

Strike out all after the enacting clause, and insert the following in lieu thereof:

SECTION 1. The Saratoga Gaslight Company are hereby authorized to call a meeting of their stockholders in the manner provided in an act to authorize the formation of gaslight companies, passed February 16, 1848, which shall be organized and conducted as therein provided.

§ 2. If, at such meeting, stockholders shall appear in person or by proxy, in number representing more than two-thirds of all the shares of stock of the corporation, the said stockholders may at such meeting pass resolutions authorizing the directors to diminish the amount of capital stock by reducing the number or par value of the shares now held by the stockholders to an amount not less than thirty thousand dollars, and call in the present certificates of stock, and issue new certificates therefor to the holders thereof for such reduced amount, and also authorizing the directors to issue new stock to an amount not exceeding one hundred thousand dollars, which new stock may be sold and disposed of by the directors for the purpose of erecting new works, and enlarging and improving the present works of the company.

§ 3. A certificate of the proceedings of such meeting shall be filed in the manner provided by said act, and thereupon the directors shall have and possess the power conferred upon them by such resolutions. They shall also file a certificate stating the amount of the capital stock as fixed by them, in pursuance of such authority, and thereafter the capital stock of said company shall be the amount stated in such certificate.

Amend the title so as to read : "An act to authorize the Saratoga Gaslight Company to reduce its present stock, and then to increase the same, to enable said company to enlarge and change its works."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|---------------|
| Ackert | Chism | Hartman | McKiever | S. Richardson |
| Allis | G. Clark | Hasbrouck | Miller | Rider |
| Babcock | W. S. Clark | Hubbard | Murphy | Selkreg |
| Balecom | Cook | Humphrey | Nelson | Sherman |
| Bamler | Cornwall | Irving | Palmer | Skeels |
| Bennet | Davis | Jacobs | Parshall | L. E. Smith |
| Bentley | Dayton | Julland | Penfield | Stannard |
| Bergen | Decker | Keady | Pitts | Stewart |
| Bigelow | Eaton | Kinney | Place | Sullard |
| Bristol | Farley | La Bau | Pond | Sumner |
| Brush | Flach | Lefler | Prince | Tarbox |
| Burhans | J. L. Flag | Little | Purdy | Tower |
| D Burns | F. H. Flagge | Loughran | Quinn | Underwood |
| P. Burns | Fraser | Madden | Raber | Wellington |
| Button | Gifford | Mallison | Ray | Wells |
| Campbell | Gleason | Matthewson | A. Richardson | Wiley |
| Chapman | Halsey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to authorize a special town meeting in the towns of Brutus and Cato, in the county of Cayuga, to determine relative to rebuilding of the Bonta bridge in said county, and a bridge between Brutus, Mentz and Conquest," with a message informing that they had passed the same, with the following amendments:

Strike out all after the enacting clause, down to and including section 4.

Change sections 5 and 6, to "1" and "2" respectively. Line 2, section 1 (new number), strike out the word "as," and insert the words "are hereby appointed." Line 3, same section, strike out the word "that," and insert the word "the," and insert after the word "purposes," the words "of and."

Amend the title so as to read as follows: "An act to authorize the building of a bridge between Brutus, Mentz and Conquest, in the county of Cayuga."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Allis | Chism | Hasbrouck | Moran | Root |
| A. H. Andrew | G. Clark | Howard | Nelson | Selkreg |
| Babcock | W. S. Clark | Hubbard | Nicholson | Sherman |
| Balcom | Cornwall | Humphrey | O'Reilly | Skeels |
| Bamler | Daily | Irving | Palmer | Skillman |
| Bennet | Davis | Jones | Pitts | Stewart |
| Bentley | Dayton | Juliland | Place | Sumner |
| Bergen | Decker | Keady | Pond | Tarbox |
| Bradstreet | Eaton | Kinney | Prince | Topliff |
| Bristol | Farley | La Bau | Quinn | Tower |
| Brush | Flach | Laffer | Raber | Trainer |
| Buel | J. L. Flagg | Little | Ranney | Weed |
| Burbans | F. H. Flagg | Loughran | Ray | Wellington |
| D. Burns | Frear | Madden | Reeve | Wendover |
| Button | Furman | Mallison | S. Richardson | A. I. Wood |
| Cameron | Gleason | Mann | Rider | F. H. Woods |
| Campbell | Halsey | Matthewson | Riley | Younglove |
| Chapman | Hartman | Miller | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to vest in the board of supervisors of the county of Washington, power, by a vote of the majority of said board, to change the location of the court houses, jails and clerk's office in said county, and to provide for the erection of a new court house, jail and clerk's office therein," with a message informing that they had passed the same, with the following amendments:

Strike out sections 2 and 5.

Change numbers of sections 3 and 4, to "2" and "3" respectively.

Insert as sections 4, 5 and 6 the following:

§ 4. This act shall become a law immediately, but shall not take effect and go into operation until the affirmative vote therefor of the qualified electors of the county of Washington be taken as hereinafter provided.

§ 5. At the next general election to be held in this State, the inspectors of election in the several election districts in the county of Washington, shall in addition to the ballot boxes to be used at said election, provide ballot boxes, and have one of the same at the polls of each election district in said county. Upon the said additional ballot boxes shall be placed the label, "County buildings." Each qualified elector in the county of Washington may vote at said election, a ballot written or

printed, or partly written and partly printed, to be endorsed "County buildings," and to read within, "For a change of location of county buildings;" or, "Against a change of location of county buildings;" and the said ballots shall be deposited in the said additional ballot box. If a majority of the ballots so cast shall contain the words "For a change of location of county buildings," then this act shall go into operation. If a majority of the ballots so cast shall contain the words "Against a change of location of county buildings," then this act shall not go into effect, and shall have no operation.

§ 6. All the provisions of law in relation to elections, and the ascertaining and certifying the results thereof, shall, so far as the same are applicable, be applied to the election provided for in this act.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | Cook | Johnson | O'Reilly | Skillman |
| A. H. Andrew | Cornwall | Jones | Palmer | L. E. Smith |
| Babcock | Daily | Julian | Parshall | Speaker |
| Balcom | Dayton | Keady | Pitts | Stannard |
| Bennet | Decker | Kiernan | Place | Starr |
| Bentley | Farley | Kinney | Pond | Stewart |
| Bergen | Flach | La Bau | Prince | Sullard |
| Bigelow | J. L. Flagg | Lefler | Raber | Tarbox |
| Bradstreet | F. H. Flagge | Little | Ranney | Topliff |
| Brush | Frear | Loughran | Ray | Torrey |
| Buel | Furman | Madden | Reeve | Tower |
| Burhans | Galvin | Mallison | S. Richardson | Trainer |
| D. Burns | Guigon | Mann | Rider | Underwood |
| Button | Halsey | Matthewson | Riley | Weed |
| Cameron | Hasbrouck | McKiever | Rogers | Wellington |
| Campbell | Hubbard | Miller | Selkreg | Wendover |
| Chism | Humphrey | Nelson | Sherman | A. I. Wood |
| G. Clark | Irving | Nicholson | Skeels | Younglove |
| W. S. Clark | Jacobs | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to consolidate and amend the several acts relating to the village of Honeoye Falls, and to enlarge the powers of the corporation," with a message informing that they had passed the same, with the following amendments:

Section 18, title 2, lines 4 and 5, strike out the words "summarily and without injury."

Section 3, title 3, subdivision 24, line 4, strike out the word "powers," and insert in lieu thereof the word "sureties."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|----------------|
| Allis | Chapman | Guilgon | McKiever | Riley |
| A. H. Andrew | Chiam | Halsey | Miller | Rogers |
| Babcock | G. Clark | Hasbrouck | Murphy | Selkreg |
| Balcom | W. S. Clark | Hubbard | Nelson | Sherman |
| Bamler | Cook | Humphrey | Nicholson | Skeels |
| Bemus | Cornwall | Irving | Palmer | L. E. Smith |
| Bennet | Davis | Jacobs | Parshall | Speaker |
| Bergen | Dayton | Jones | Pitts | Starr |
| Bigelow | Decker | Juliard | Place | Sullard |
| Bradstreet | Eaton | Keady | Prince | Tarbox |
| Bristol | Flach | La Bau | Purdy | Topliff |
| Brush | J. L. Flagg | Lefler | Quinn | Torrey |
| D. Burns | F. H. Flagge | Loughran | Ranney | Tower |
| P. Burns | Frear | Lounsbury | Ray | Trainer |
| Button | Galvin | Madden | A. Richardson | Van Valkenb'rg |
| Camaron | Gifford | Mallison | S. Richardson | Weed |
| Campbell | Gleason | Matthewson | Rider | Wellington |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to incorporate the Guardian-Savings Institution, of the city of New York," with a message informing that they had passed the same, with the following amendments:

Section 1, line 7, strike out the words "or assigns." Line 8, strike out the word "trust."

Section 5, lines 1 and 2, strike out the words "or their assigns." Line 3, strike out the words "except by assignment."

Section 6, strike out from and including the word "to," where the second occurs in line 3, down to and including the word "property," in line 16. Lines 16 and 17, strike out the words "in trust or for safe keeping." Same section, strike out from and including the word "to," in line 24, down to and including the word "upon," in line 26.

Page 4, line 3, after the word "fund," insert the words "of not exceeding one-fifth of the deposits in said institution."

Section 9, strike out all of said section after the word "transactions," in line 3.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Allis | W. S. Clark | Humphrey | Nelson | Selkreg |
| A. H. Andrew | Cook | Irving | Nicholson | Skeels |
| A. S. Andrews | Cornwall | Jacobs | O'Reilly | Skillman |
| Babcock | Davis | Juliard | Palmer | L. E. Smith |
| Balcom | Dayton | Keady | Parshall | Speaker |
| Bennet | Decker | Kiernan | Pond | Starr |
| Bergen | Eaton | Kinney | Prince | Stewart |
| Bradstreet | Farley | La Bau | Quinn | Sullard |
| Bristol | J. L. Flagg | Lefler | Raber | Tarbox |
| Brush | F. H. Flagge | Little | Ranney | Topliff |
| Burhans | Frear | Lounsbury | Reeve | Tower |
| D. Burns | Gifford | Madden | A. Richardson | Trainer |

| | | | | |
|----------|-----------|------------|---------------|-----------|
| Button | Gleason | Mallison | S. Richardson | Underwood |
| Campbell | Guigon | Matthewson | Riley | Weed |
| Chiam | Hasbrouck | Miller | Rogers | Wells |
| G. Clark | Howard | Moran | Root | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to incorporate the Pawnners' Bank, of the city of New York," with a message informing that they had passed the same, with the following amendment:

Add at the end of section 1 the words following: "And shall make an annual report to the Superintendent of the Banking Department."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof. •

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | W. S. Clark | Humphrey | Miller | Riley |
| A. H. Andrew | Cornwall | Jacobs | Murphy | Selkreg |
| Babcock | Dayton | Johnson | Nelson | Sherman |
| Balcom | Decker | Jones | Nicholson | Skeels |
| Bennet | Eaton | Keady | Palmer | L. E. Smith |
| Bentley | Farley | Kiernan | Parshall | Speaker |
| Bergen | Flach | Kinney | Place | Sullard |
| Bradstreet | J. L. Flagge | La Bau | Pond | Sumner |
| Bristol | F. H. Flagge | Laffer | Prince | Tarbox |
| Brush | Frear | Lounsbury | Quinn | Topliff |
| D. Burns | Gifford | Madden | Raber | Torrey |
| P. Burns | Gleason | Mallison | Ray | Tower |
| Button | Halsey | Mann | A. Richardson | Trainer |
| Cameron | Hartman | Matthewson | S. Richardson | Weed |
| Campbell | Howard | McKiever | Rider | Wellington |
| G. Clark | Hubbard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to incorporate the Central Park Savings Bank, in the city of New York,' passed April 19, 1867," with a message informing that they had passed the same, with the following amendments:

Section 1, line 1, engrossed bill, strike out the word "seven" and insert the word "four." Line 2, same section, strike out the word "thirty-nine" and insert the word "sixty-seven." Same line, at the end, strike out the word "six" and insert the word "seven."

Section 3, line 4, strike out "g" in "Donoghue." Lines 5 and 6, strike out the names of "William B. Avery, James Clark and John Flanagan."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|--------|---------|
| Allis | W. S. Clark | Humphrey | Moran | Riley |
| A. H. Andrew | Cornwall | Irving | Murphy | Sargent |
| Babcock | Daily | Jacobs | Nelson | Sherman |

| | | | | |
|------------|-------------|-----------|---------------|------------|
| Balcom | Dayton | Jones | Nicholson | Skeels |
| Bennet | Decker | Juliland | O'Reilly | Speaker |
| Bentley | Eaton | Keady | Palmer | Starr |
| Bergen | J. L. Flagg | Kinney | Place | Stevens |
| Bigelow | F. H. Flagg | La Bau | Pond | Stewart |
| Bradstreet | Frear | Lefler | Prince | Topliff |
| Bristol | Furman | Little | Quinn | Torrey |
| Burhans | Gifford | Lounsbury | Raber | Tower |
| D. Burns | Gleason | Madden | Ray | Trainer |
| P. Burns | Halsey | Mallison | A. Richardson | Underwood |
| Button | Hartman | McKiever | S. Richardson | Wellington |
| Campbell | Hasbrouck | Miller | Rider | Wells |
| G. Clark | Howard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act appointing commissioners to investigate the cost and expenditures of building a bridge across the Sacandaga river, at Northville, in the town of Northampton, and to provide for the payment of any balance thereof unpaid by said town of Northampton," with a message informing that they had passed the same, with the following amendment:

Section 1, line 1, strike out the word "John," before the word "Corell," and insert in lieu thereof the word "Joseph."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Allis | G. Clark | Hubbard | Murphy | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | Nelson | Skeels |
| Babcock | Cornwall | Jacobs | Nicholson | Skillman |
| Balcom | Daily | Jones | O'Reilly | C. L. Smith |
| Bamler | Dayton | Juliland | Palmer | Stannard |
| Bennet | Decker | Keady | Pitts | Starr |
| Bentley | Farley | Kiernan | Place | Stewart |
| Bergen | Flach | Kinney | Pond | Sullard |
| Bradstreet | J. L. Flagg | La Bau | Prince | Sumner |
| Bristol | F. H. Flagg | Lefler | Quinn | Tarbox |
| Brush | Frear | Little | Raber | Topliff |
| Buel | Galvin | Loughran | Ranney | Tower |
| Burhans | Gleason | Lounsbury | Ray | Trainer |
| D. Burns | Gulgon | Madden | A. Richardson | Underwood |
| P. Burns | Halsey | Mallison | S. Richardson | Wellington |
| Cameron | Hartman | McKiever | Rider | Wells |
| *Campbell | Hasbrouck | Miller | Riley | A. I. Wood |
| Chism | Howard | Moran | Selkreg | F. H. Woods |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to authorize the election of two police justices in the town of Kingston,' passed March 20, 1851," with a message informing that they had passed the same, with the following amendments (reference to engrossed bill):

Section 1, line 5, before the word "neither," insert "§ 8." Strike out from and after the word "cases," in line 12, down to and including the word "cases," in line 13. After the word "over," in line 15 same sec-

tion, insert the words "or so much thereof as may be necessary for that purpose."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|---------------|-------------|
| Allis | Cook | Juliand | Palmer | Sherman |
| Babcock | Cornwall | Keady | Parshall | Skeels |
| Balcom | Dayton | Kinney | Pitts | Skillman |
| Bamler | Eaton | La Bau | Place | C. L. Smith |
| Bennet | Farley | Lefler | Pond | L. E. Smith |
| Bentley | J. L. Flagg | Little | Prince | Speaker |
| Borgen | Frear | Loughran | Purdy | Stewart |
| Bradstreet | Galvin | Lounsbury | Raber | Sullard |
| Bristol | Gifford | Madden | Ranney | Tarbox |
| Brush | Guigon | Mallison | Ray | Topliff |
| Buel | Halsey | Matthewson | Reeve | Underwood |
| Burhans | Hartman | McKiever | A. Richardson | Weed |
| D. Burns | Hasbrodck | Miller | S. Richardson | Wellington |
| Button | Howard | Moran | Rider | Wells |
| Cameron | Hubbard | Murphy | Riley | Williams |
| Campbell | Humphrey | Nicholson | Root | A. I. Wood |
| G. Clark | Irving | O'Reilly | Selkreg | F. H. Woods |
| W. S. Clark | Jacobs | | | |

When the name of Mr. Bergen was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The hour of 11 o'clock A. M. having arrived,

Pursuant to resolution, the bill entitled "An act in relation to the opening, extending and widening of Thompson and other streets, in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Clausen | Hubbard | Parshall | Starr |
| Allis | Cook | Humphrey | Pitts | Stewart |
| A. H. Andrew | Cornwall | Johnson | Quinn | Sullard |
| W. S. Andrews | Daily | Juliand | Raber | Tarbox |
| Babcock | Dayton | Kiernan | Ranney | Topliff |
| Balcom | Decker | La Bau | Ray | Torrey |
| Bennet | Eaton | Little | Reeve | Tower |
| Bradstreet | Farley | Madden | A. Richardson | Trainer |
| Bristol | Flach | Mallison | S. Richardson | Underwood |
| Brush | J. L. Flagg | Mann | Rider | Van Valkenburgh |
| Burhans | F. H. Flagge | Matthewson | Riley | Weed |
| D. Burns | Frear | McKiever | Root | Wellington |
| Button | Galvin | Miller | Selkreg | Wells |

| | | | | |
|-------------|-----------|--------|-------------|-------------|
| Campbell | Gleason | Moran | Sherman | A. I. Wood |
| Chism | Guigou | Murphy | Skillman | F. H. Woods |
| G. Clark | Hartman | Nelson | L. E. Smith | Younglove |
| W. S. Clark | Hasbrouck | Palmer | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. S. Richardson,

Resolved, That the bill entitled "An act to facilitate the construction of a railroad through the county of Allegany, and to amend chapter 344 of the Laws of 1864, being an act entitled 'An act empowering certain towns in the counties of Cattaraugus and Erie to convey the right of way for railroad purposes,'" be referred to the sub-committee of the whole.

By unanimous consent, on motion of Mr. Dayton,

Resolved, That the bill entitled "An act to amend chapter 365 of the Laws of 1862, entitled 'An act to authorize the discharge of mortgages of record in certain cases,'" be referred to the committee on the judiciary, with power to report complete at any time.

On motion of Mr. Tarbox,

Resolved, That the bill entitled "An act to incorporate the village of Corfu," have its third reading at 12 o'clock to-day.

Mr. Gleason moved to extend the time for receiving resolutions five minutes.

Mr. Murphy moved to amend by making the time ten minutes.

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Gleason, as amended, and it was determined in the affirmative.

By unanimous consent, on motion of Mr. La Bau,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act concerning the proof of wills, executors, administrators, guardians and wards, and surrogates' courts,' passed May 16, 1837," be recommitted to the committee on the judiciary, with power to report complete at any time.

On motion of Mr. F. H. Woods,

Resolved, That the Senate bill, No. 273, entitled "An act to authorize the construction of a railroad in avenue C, and other streets and avenues in the city of New York," be substituted for Assembly bill No. 299, general orders No. 312, with same title.

On motion of Mr. Gleason,

Resolved, That the Senate bill entitled "An act to provide for the recording of wills," be referred to the committee on the judiciary, with power to report complete.

By unanimous consent, on motion of Mr. Sherman,

Resolved, That the bill entitled "An act to provide for the construction of a tunnel in the city of Newburgh," be referred to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent, on motion of Mr. Sherman,

Resolved, That the bill entitled "An act to facilitate the construction of the Wallkill Valley Railroad," be recommitted to the committee on railroads, with power to report complete at any time.

Mr. Nelson offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to repeal chapter 270, of the Laws of 1867, entitled 'An act to amend an act entitled 'An act to amend

the Revised Statutes in relation to laying out public roads, and the alteration thereof, in the towns of North Castle, Bedford and Lewisborough, in the county of Westchester,' passed April 12, 1859," have its third reading at 11½ o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Sherman offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to incorporate the Union Safe Deposit Company, of New York," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

By unanimous consent, on motion of Mr. Place,

Resolved, That the Senate bill entitled "An act to repeal article 1, title 19, chapter 20, part 1 of the Revised Statutes," be recommitted to the committee on the judiciary, with power to report complete at any time.

On motion of Mr. A. H. Andrew,

Resolved, That the bill entitled "An act to authorize towns in the counties of St. Lawrence and Franklin to issue bonds and take stock in any company legally organized for the purpose of building a railroad from Potsdam Junction to the Province line," be referred to the sub-committee of the whole.

By unanimous consent, on motion of Mr. Eaton,

Resolved, That the Senate bill entitled "An act to authorize certain towns and villages in the counties of Onondaga, Madison and Chenango to issue bonds to take stock in the Syracuse and Chenango Valley Railroad Company," be recommitted to the committee on railroads, with power to report complete at any time.

Mr. Allis offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on railroads be discharged from the further consideration of the Senate bill entitled "An act to authorize the city of Syracuse to aid the Syracuse and Chenango Valley Railroad," and that the same be ordered to a third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

On motion of Mr. Eaton,

Resolved, That the Senate bill entitled "An act to authorize the Syracuse, Fayetteville and Manlius Railroad Company to transfer all its rights, franchises and property to the Syracuse and Chenango Valley Railroad Company," be recommitted to the committee on railroads, with power to report complete.

On motion of Mr. Jacobs,

Resolved, That the committee on the internal affairs of towns and counties, be discharged from the further consideration of the bill entitled "An act for the extension of Atlantic avenue, in the town of New Lots," and that the same be ordered to a third reading.

On motion of Mr. Jacobs,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act in relation to the

extension of Bushwick avenue, in the town of New Lots," and that the same be ordered to a third reading.

On motion of Mr. Younglove,

Resolved, That the Senate bill entitled "An act to incorporate the United States Contracting Company," be recommitted to the committee on the judiciary.

Mr. O'Reilly, from the committee on the petitions of aliens, to which was referred the petition of Margaret Sweeney, for relief, reported a bill entitled "An act to release to Margaret Sweeney certain lands in the Twelfth ward in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Jacobs, said bill was ordered engrossed and to a third reading.

The Senate returned the Senate bill entitled "An act to provide for the appointment of an additional number of notaries public in the city and county of New York," with a message informing that they non-concur in the amendments of the Assembly.

Mr. D. Burns moved that the House adhere to its amendments, and offered in connection therewith the following resolution:

Resolved, That said bill be amended as follows: Strike out the words "city and county," and insert the word "State," so as to read: "To provide for the appointment of an additional number of notaries public in the State of New York." Also, after the word "law," in the fourth line, insert the words "and five additional notaries public in each Assembly district in each county in the State of New York, excepting and excluding the city of New York."

Mr. Hartman moved that the House request the appointment of a committee of conference.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Hartman, and it was determined in the affirmative.

The chair appointed as such committee, Messrs. Hartman, Irving, Keady, Pond and Brush.

Ordered, That the Clerk return said bill to the Senate, with an appropriate message.

The bill entitled "An act to authorize certain towns in the counties of Oswego, Cayuga, Wayne, Monroe, Orleans and Niagara to issue bonds and take stock in and for the construction of the Lake Ontario Shore railroad," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 7 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|-----------|-------------|
| A. H. Andrew | Daily | Humphrey | Nelson | Skeels |
| Babcock | Davis | Irving | Nicholson | Skillman |
| Balcom | Dayton | Jacobs | Palmer | L. E. Smith |
| Bennet | Decker | Jones | Parshall | Speaker |
| Bentley | Eaton | Juliland | Place | Starr |
| Bergen | Farley | Kinney | Pond | Stewart |
| Bradstreet | Flach | La Bau | Prince | Sullard |
| Brush | J. L. Flagge | Lefler | Raber | Torrey |
| Burhans | F. H. Flagge | Loughran | Ranney | Trainer |
| D. Burns | Frear | Lounsbury | Ray | Underwood |

| | | | | |
|-------------|---------|----------|---------------|-----------------|
| P. Burns | Furman | Madden | Reeve | Van Valkenburgh |
| Cameron | Gleason | Mallison | A. Richardson | Weed |
| Campbell | Halsey | Mann | S. Richardson | Wellington |
| Chism | Hartman | McKiever | Rider | Wells |
| W. S. Clark | Howard | Miller | Riley | F. H. Woods |
| Cornwall | Hubbard | Moran | Sherman | Younglove |

Those who voted in the negative, were

| | | | | |
|---------|----------|---------|--------|------------|
| Bamler | G. Clark | Selkreg | Tarbox | A. I. Wood |
| Bristol | Penfield | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to appoint commissioners of fisheries for the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| A. H. Andrew | W. S. Clark | Hubbard | McKiever | Rider |
| W. S. Andrews | Clausen | Humphrey | Miller | Root |
| Babcock | Cook | Irving | Murphy | Sargent |
| Balcom | Cornwall | Jacobs | Nelson | Sherman |
| Bamler | Davis | Jones | O'Reilly | Skillman |
| Bennet | Dayton | Juland | Parshall | L. E. Smith |
| Bergen | Decker | Keady | Pitts | Speaker |
| Bradstreet | Eaton | Kinney | Place | Stannard |
| Bristol | Flach | La Bau | Pond | Sullard |
| Brush | J. L. Flag | Lasher | Purdy | Sumner |
| Buel | F. H. Flagge | Lefler | Quinn | Tarbox |
| Burhans | Frear | Little | Raber | Trainer |
| Cameron | Galvin | Loughran | Ray | Underwood |
| Campbell | Gleason | Lounsbury | Reeve | Weed |
| Chapman | Guigon | Mallison | A. Richardson | F. H. Woods |
| Chism | Hartman | Matthewson | S. Richardson | Younglove |
| G. Clark | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent,

Mr. Van Valkenburgh introduced a bill entitled "An act to authorize the trustees of the village of West Troy to purchase a lot and build a house for the use of John Duffy Steam Fire Company and Tinney Hose Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

The bill entitled "An act to incorporate the New York and Brooklyn Iron Tubular Tunnel Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|--------------|---------|---------|-----------|-------------|
| Ackert | Chapman | Hubbard | Nelson | Sherman |
| A. H. Andrew | Chism | Irving | Nicholson | L. E. Smith |

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| W. S. Andrews | G. Clark | Jacobs | Palmer | Speaker |
| Babcock | W. S. Clark | Jones | Parshall | Stannard |
| Balcom | Clausen | Juliland | Penfield | Starr |
| Bamler | Cook | Keady | Pitts | Sullard |
| Bennet | Cornwall | Kiernan | Pond | Sumner |
| Bentley | Decker | Kinney | Prince | Torrey |
| Bergen | Eaton | La. Bau | Quinn | Tower |
| Bradstreet | Farley | Lasher | Raber | Trainer |
| Brush | Flach | Lounsbury | Ray | Underwood |
| Buel | J. L. Flagg | Mallison | Reeve | Van Valkenb'rgh |
| Burhans | F. H. Flagg | Matthewson | A. Richardson | Weed |
| D. Burns | Frear | McKiever | S. Richardson | Wendover |
| P. Burns | Galvin | Miller | Rider | Williams |
| Button | Guigon | Moran | Root | A. I. Wood |
| Cameron | Hartman | Murphy | Sargent | F. H. Woods |
| Campbell | Hasbrouck | | | |

Those who voted in the negative, were

| | | | |
|-------|-------------|---------|-------|
| Davis | C. L. Smith | Topliff | Wells |
|-------|-------------|---------|-------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the New York State Board of Trustees, auxiliary to the National Board of Trustees or Board of Regents of the American Printing House and University for the Blind," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hubbard | Nelson | Sherman |
| Allis | G. Clark | Humphrey | Nicholson | Skeels |
| A. H. Andrew | W. S. Clark | Irving | Palmer | L. E. Smith |
| Babcock | Cornwall | Jacobs | Parshall | Speaker |
| Balcom | Daily | Johnson | Pitts | Starr |
| Bamler | Dayton | Juliland | Pond | Stewart |
| Bennet | Decker | Keady | Prince | Sullard |
| Bentley | Eaton | Kiernan | Purdy | Tarbox |
| Bergen | Farley | Kinney | Quinn | Topliff |
| Bradstreet | J. L. Flagg | Laffer | Ranney | Torrey |
| Bristol | F. H. Flagge | Loughran | Ray | Tower |
| Brush | Frear | Lounsbury | A. Richardson | Trainer |
| Buel | Galvin | Madden | S. Richardson | Underwood |
| Burhans | Gleason | Mallison | Rider | Van Valkenb'rgh |
| D. Burns | Halsey | Mann | Riley | Wellington |
| Button | Hartman | Matthewson | Sargent | Wiley |
| Cameron | Hasbrouck | Miller | Selkreg | F. H. Woods |
| Campbell | Howard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act authorizing the construction of a railroad from the end of the Long Wharf, on the Hudson river, in the town of Fishkill, Dutchess county, to Matteawan, in said town," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | Cornwall | Humphrey | Penfield | Skillman |
| W. S. Andrews | Davis | Jones | Pitts | L. E. Smith |
| Babcock | Dayton | Juliland | Place | Speaker |
| Balcom | Decker | Kinney | Pond | Starr |
| Bamler | Farley | La Bau | Prince | Stewart |
| Bennet | Flach | Lasher | Purdy | Topliff |
| Bergen | J. L. Flagg | Lefler | Raber | Torrey |
| Bigelow | F. H. Flagge | Lounsbury | Ranney | Tower |
| Brush | Frear | Mallison | Ray | Trainer |
| Burhans | Galvin | Mann | S. Richardson | Underwood |
| Cameron | Gleason | Matthewson | Rider | Van Valkenburgh |
| Campbell | Guigon | McKiever | Root | Weed |
| Chapman | Halsey | Miller | Sargent | Wells |
| Chism | Hartman | Nelson | Selkreg | Wendover |
| G. Clark | Hasbrouck | Nicholson | Sherman | Williams |
| W. S. Clark | Hubbard | Palmer | Skeels | F. H. Woods |
| Clausen | | | | |

For the negative,

Bradstreet

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of James Gallagher," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 74 }
{ NOES 9 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|-----------|-------------|
| Ackert | Clausen | Humphrey | Miller | Riley |
| A. H. Andrew | Davis | Jacobs | Nelson | Sargent |
| W. S. Andrews | Dayton | Jones | Nicholson | Sherman |
| Balcom | Decker | Keady | Parshall | Skeels |
| Bamler | Farley | Kiernan | Penfield | Skillman |
| Bennet | Flach | Kinney | Pitts | L. E. Smith |
| Bentley | J. L. Flagg | LaBau | Place | Stannard |
| Bergen | F. H. Flagge | Lasher | Pond | Sumner |
| Brush | Frear | Lefler | Prince | Tower |
| Buel | Galvin | Loughran | Quinn | Underwood |
| D. Burns | Gleason | Lounsbury | Raber | Weed |
| Button | Halsey | Mallison | Ranney | Wells |
| Chapman | Hartman | Mann | Ray | Williams |
| Chism | Hasbrouck | Matthewson | Reeve | F. H. Woods |
| W. S. Clark | Hubbard | McKiever | Rider | |

Those who voted in the negative, were

| | | | | |
|----------|---------------|---------|---------|---------|
| Cameron | Palmer | Selkreg | Sullard | Topliff |
| G. Clark | S. Richardson | Speaker | Tarbox | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize certain towns in the counties of Livingston, Allegany and Steuben to issue bonds and take stock in the Erie and Genesee Valley Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the

final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 9 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|----------------|
| A. H. Andrew | W. S. Clark | Hasbrouck | Miller | Sargent |
| W. S. Andrews | Clausen | Hubbard | Nelson | Sherman |
| Babcock | Cook | Humphrey | Nicholson | Skeels |
| Balcom | Cornwall | Jones | Palmer | Skillman |
| Bamler | Dayton | Julian | Parshall | L. E. Smith |
| Bennet | Decker | Kiernan | Penfield | Speaker |
| Bentley | Flach | Kinney | Place | Starr |
| Bergen | F. H. Flagge | La Bau | Prince | Stewart |
| Brush | Frear | Lefler | Purdy | Sullard |
| Buel | Galvin | Lounsbury | Ray | Tower |
| Burhans | Gifford | Madden | A. Richardson | Underwood |
| D. Burns | Gleason | Mallison | S. Richardson | Van Valkenb'rg |
| Button | Guigou | Mann | Rider | Weed |
| Cameron | Halsey | Matthewson | Riley | Wells |
| Campbell | Hartman | McKiever | Root | F. H. Woods |
| Chism | | | | |

Those who voted in the negative, were

| | | | | |
|----------|---------|---------|----------|------------|
| G. Clark | Pitta | Tarbox | Wendover | A. I. Wood |
| O'Reilly | Selkreg | Topliff | Williams | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Van Valkenburgh, the committee on the affairs of villages were discharged from the further consideration of the bill entitled "An act to authorize the trustees of the village of West Troy to purchase a lot and build a house for the use of John Duffy Steam Fire Company and Tinney Hose Company," and the same was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|----------------|
| Ackert | Chism | Hasbrouck | Nicholson | Sherman |
| A. H. Andrew | G. Clark | Howard | O'Reilly | Skeels |
| W. S. Andrews | W. S. Clark | Hubbard | Palmer | L. E. Smith |
| Babcock | Clausen | Humphrey | Parshall | Speaker |
| Balcom | Cornwall | Jacobs | Penfield | Starr |
| Bamler | Dayton | Jones | Pitta | Sullard |
| Bennet | Decker | Keady | Pond | Sumner |
| Bentley | Eaton | Kiernan | Prince | Tarbox |
| Bergen | Flach | Kinney | Raber | Topliff |
| Bradstreet | J. L. Flagge | Lefler | Ranney | Tower |
| Bristol | F. H. Flagge | Loughran | Ray | Trainer |
| Brush | Frear | Lounsbury | A. Richardson | Van Valkenb'rg |
| Buel | Galvin | Mallison | S. Richardson | Weed |
| D. Burns | Gleason | Matthewson | Riley | Wells |
| P. Burns | Guigou | McKiever | Root | Wiley |
| Button | Halsey | Miller | Sargent | A. I. Wood |
| Cameron | Hartman | Murphy | Selkreg | F. H. Woods |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. J. L. Flagg, the bill entitled "An act to provide ways and means for the support of government," was made a special order for this evening at 7½ o'clock.

The bill entitled "An act to incorporate the Milton Ferry Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Jones | O'Reilly | Skeels |
| W. S. Andrews | Clausen | Juliland | Palmer | L. E. Smith |
| Babcock | Cornwall | Keady | Parshall | Stannard |
| Balcom | Dayton | Kiernan | Penfield | Starr |
| Bennet | Decker | Kinney | Pond | Sullard |
| Bentley | Eaton | La Bau | Prince | Sumner |
| Bergen | Flach | Lefler | Quinn | Tarbox |
| Bradstreet | J. L. Flagg | Little | Raber | Topliff |
| Bristol | Frear | Lounsbury | Ranney | Torrey |
| Brush | Galvin | Mallison | Ray | Trainer |
| Burhans | Gleason | Mann | A. Richardson | Underwood |
| D. Burns | Guigou | Matthewson | S. Richardson | Van Valkenb'rgh |
| P. Burns | Halsey | McKiever | Root | Weed |
| Cameron | Hasbrouck | Miller | Sargent | Wells |
| Campbell | Hubbard | Nelson | Selkreg | F. H. Woods |
| Chism | Humphrey | Nicholson | Sherman | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act confirming the acts of William R. Crandall, a constable of the town of Marshall, Oneida county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | Campbell | Hartman | Miller | Root |
| A. H. Andrew | Chism | Howard | Nelson | Selkreg |
| W. S. Andrews | G. Clark | Hubbard | Nicholson | Sherman |
| Babcock | W. S. Clark | Humphrey | O'Reilly | Skeels |
| Balcom | Clausen | Jacobs | Palmer | L. E. Smith |
| Bennet | Cornwall | Jones | Parshall | Stannard |
| Bentley | Dayton | Juliland | Pitta | Starr |
| Bergen | Decker | Kiernan | Place | Sullard |
| Bigelow | Eaton | Kinney | Prince | Tarbox |
| Bradstreet | Flach | La Bau | Quinn | Topliff |
| Bristol | J. L. Flagg | Lefler | Raber | Torrey |
| Brush | F. H. Flagg | Little | Ranney | Tower |
| Burhans | Frear | Lounsbury | Ray | Van Valkenb'rgh |
| D. Burns | Galvin | Madden | Reeve | Wells |
| P. Burns | Gleason | Mallison | S. Richardson | F. H. Woods |
| Button | Guigou | Matthewson | Rider | Younglove |
| Cameron | Halsey | McKiever | Riley | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release the interest of the State to a certain lot in the village of Clyde, to Ellen Gaffney and others," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | Chism | Hasbrouck | McKiever | Rider |
| Allis | G. Clark | Howard | Miller | Riley |
| A. H. Andrew | W. S. Clark | Humphrey | Murphy | Rogers |
| W. S. Andrews | Clausen | Irving | Nelson | Root |
| Babcock | Cornwall | Jacobs | Nicholson | Selkreg |
| Balcom | Daily | Johnson | O'Reilley | Skeels |
| Bamler | Davis | Jones | Palmer | Skillman |
| Bennet | Dayton | Juland | Parshall | L. E. Smith |
| Bentley | Decker | Keady | Place | Starr |
| Bergen | Eaton | Kinney | Pond | Sumner |
| Bradstreet | Flach | La Bau | Prince | Topliff |
| Bristol | J. L. Flagg | Lefler | Quinn | Tower |
| Brush | F. H. Flagg | Little | Raber | Underwood |
| Burhans | Frear | Lounsbury | Ranney | Van Valkenburgh |
| D. Burns | Galvin | Madden | Ray | Weed |
| P. Burns | Gifford | Mallison | Reeve | Wellington |
| Button | Guigou | Mann | A. Richardson | A. I. Wood |
| Cameron | Halsey | Matthewson | S. Richardson | F. H. Woods |
| Campbell | Hartman | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend the act incorporating the village of Phoenix, in the county of Oswego," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|---------------|-------------|
| Ackert | Cameron | Halsey | Moran | Selkreg |
| Allis | Campbell | Hartman | Murphy | Sherman |
| A. H. Andrew | Chapman | Howard | Nicholson | Skeels |
| W. S. Andrews | Chism | Hubbard | Palmer | L. E. Smith |
| Babcock | G. Clark | Humphrey | Parshall | Speaker |
| Balcom | W. S. Clark | Jones | Penfield | Starr |
| Bennet | Cook | Juland | Pitts | Sullard |
| Bentley | Cornwall | Keady | Place | Sumner |
| Bergen | Dayton | Kinney | Prince | Tarbox |
| Bigelow | Decker | La Bau | Quinn | Topliff |
| Bradstreet | Flach | Lefler | Ranney | Tower |
| Brush | J. L. Flagg | Loughran | Ray | Trainer |
| Buel | F. H. Flagg | Madden | A. Richardson | Underwood |
| Burhans | Furman | Mallison | S. Richardson | Wellington |
| D. Burns | Galvin | Mann | Rider | Wiley |
| P. Burns | Gleason | McKiever | Rogers | Younglove |
| Button | Guigou | Miller | Sargent | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the village of Corfu," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hubbard | Nicholson | Selkreg |
| Allis | G. Clark | Humphrey | O'Reilly | Sherman |
| A. H. Andrew | W. S. Clark | Johnson | Palmer | Skeels |
| W. S. Andrews | Clausen | Jones | Parshall | L. E. Smith |
| Babcock | Cornwall | Juliard | Pitts | Stannard |
| Balcom | Daily | Keady | Place | Starr |
| Bennet | Dayton | Kiernan | Pond | Sullard |
| Bentley | Decker | Kinney | Prince | Sumner |
| Bergen | Eaton | La Bau | Raber | Tarbox |
| Bradstreet | Flach | Lefler | Ranney | Topliff |
| Bristol | J. L. Flagg | Loughran | Ray | Tower |
| Buel | F. H. Flagge | Lounsbury | Reeve | Trainer |
| Burbans | Frear | Mallison | A. Richardson | Underwood |
| D. Burns | Gifford | Mann | S. Richardson | Van Valkenb'rgh |
| P. Burns | Gleason | Matthewson | Rider | Wendover |
| Button | Halsey | McKiever | Riley | A. I. Wood |
| Cameron | Hasbrouck | Miller | Root | F. H. Woods |
| Chapman | Howard | Nelson | Sargent | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Lounsbury,

Resolved, That the bill entitled "An act explanatory of chapter 194, Laws of 1867, entitled 'An act to provide for a convention to revise and amend the Constitution,'" be considered in the same committee of the whole with the bill entitled "An act to provide ways and means for the support of government," made the special order for this evening.

The Senate bill entitled "An act for the relief of Charlotte Dalton, widow," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|-----------------|
| Ackert | Cameron | Hartman | Miller | Root |
| Allis | Campbell | Howard | Nelson | Sargent |
| A. H. Andrew | Chapman | Hubbard | Nicholson | Skeels |
| W. S. Andrews | G. Clark | Humphrey | O'Reilly | Skillman |
| Babcock | W. S. Clark | Irving | Palmer | L. E. Smith |
| Balcom | Clausen | Jacobs | Parshall | Starr |
| Bamler | Cornwall | Jones | Penfield | Stewart |
| Bennet | Daily | Juliard | Pitts | Sumner |
| Bentley | Dayton | Keady | Place | Topliff |
| Bergen | Decker | Kiernan | Pond | Torrey |
| Bigelow | Eaton | Kinney | Prince | Tower |
| Bradstreet | Farley | La Bau | Purdy | Trainer |
| Bristol | Flach | Lefler | Raber | Van Valkenb'rgh |

| | | | | |
|----------|---------|------------|---------------|-------------|
| Brush | Frear | Lounsbury | Ranney | Wellington |
| Buel | Galvin | Mallison | Ray | Wendover |
| D. Burns | Gifford | Mann | A. Richardson | A. I. Wood |
| P. Burns | Gleason | Matthewson | S. Richardson | F. H. Woods |
| Button | Halsey | McKiever | Rider | Younglove |

Those who voted in the negative, were

F. H. Flagge Selkreg

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to define the powers and duties of commissioners of highways in the town of Cortlandt, in the county of Westchester, in relation to laying out and constructing new roads, and the construction of bridges in said town, and prescribing the mode of assessing and paying the costs and damages therefor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Campbell | Howard | Nelson | Riley |
| Allis | Chism | Hubbard | Nicholson | Root |
| A. H. Andrew | G. Clark | Humphrey | O'Reilly | Sargent |
| W. S. Andrews | W. S. Clark | Jacobs | Palmer | Selkreg |
| Babcock | Cook | Jones | Parshall | Sherman |
| Balcom | Cornwall | Julland | Penfield | Skeels |
| Bamler | Dayton | Keady | Pitts | L. E. Smith |
| Bennet | Decker | Kinney | Place | Starr |
| Bentley | Eaton | La Bau | Pond | Stewart |
| Bergen | Flach | Lefler | Prince | Sullard |
| Bigelow | J. L. Flagge | Little | Raber | Sumner |
| Bradstreet | Frear | Lounsbury | Ranney | Topliff |
| Brush | Furman | Mallison | Ray | Tower |
| Buel | Galvin | Mann | Reeve | Trainer |
| D. Burns | Gleason | Matthewson | A. Richardson | Underwood |
| P. Burns | Halsey | McKiever | S. Richardson | Weed |
| Button | Hartman | Miller | Rider | A. I. Wood |
| Cameron | Hasbrouck | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to establish and maintain a free bridge between Sag Harbor and North Haven, in the town of Southampton, Suffolk county, and to make such bridge a county charge," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|-----------|-----------|-------------|
| Ackert | Cameron | Hartman | Miller | Sargent |
| Allis | Campbell | Hasbrouck | Moran | Skeels |
| A. H. Andrew | Chism | Howard | Nelson | L. E. Smith |
| W. S. Andrews | G. Clark | Hubbard | Nicholson | Stewart |

| | | | | |
|------------|--------------|------------|---------------|------------|
| Babcock | W. S. Clark | Humphrey | O'Reilly | Sullard |
| Balcom | Clausen | Jones | Palmer | Tarbox |
| Bamler | Cornwall | Juliland | Penfield | Topliff |
| Bennet | Daily | Keady | Pitts | Tower |
| Bentley | Davis | Kinney | Pond | Trainer |
| Bergen | Dayton | La Bau | Prince | Underwood |
| Bradstreet | Flach | Lefler | Quinn | Weed |
| Bristol | J. L. Flagge | Little | Raber | Wellington |
| Brush | Frear | Lounsbury | Ranney | Wells |
| Burhans | Galvin | Mallison | Ray | Wendover |
| D. Burns | Gleason | Mann | S. Richardson | A. I. Wood |
| P. Burns | Guigou | Matthewson | Rider | Younglove |
| Button | Halsey | McKiever | Root | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release certain escheated lands to Margaret Zachariassen," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hubbard | Nicholson | Skillman |
| Allis | G. Clark | Humphrey | O'Reilly | L. E. Smith |
| A. H. Andrew | W. S. Clark | Jacobs | Palmer | Speaker |
| W. S. Andrews | Cornwall | Jones | Parshall | Starr |
| Babcock | Daily | Juliland | Pitts | Stewart |
| Balcom | Davis | Kiernan | Place | Sullard |
| Bamler | Dayton | Kinney | Pond | Sumner |
| Bennet | Decker | La Bau | Prince | Tarbox |
| Bergen | Eaton | Lefler | Raber | Topliff |
| Bigelow | Flach | Little | Ranney | Torrey |
| Bradstreet | J. L. Flagge | Loughran | Ray | Tower |
| Bristol | F. H. Flagge | Madden | Reeve | Trainer |
| Brush | Frear | Mallison | A. Richardson | Underwood |
| D. Burns | Galvin | Mann | S. Richardson | Van Valkenburgh |
| P. Burns | Gleason | Matthewson | Riley | Weed |
| Button | Guigou | McKiever | Root | Wendover |
| Cameron | Halsey | Miller | Sargent | F. H. Woods |
| Campbell | Hasbrouck | Moran | Selkreg | Younglove |
| Chapman | Howard | Nelson | Skeels | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act conferring additional corporate powers upon the village of Ellenville," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|-------------|
| Ackert | G. Clark | Hartman | Miller | Sargent |
| W. S. Andrews | W. S. Clark | Hasbrouck | Nelson | Selkreg |
| Babcock | Clausen | Hubbard | Nicholson | Sherman |
| Balcom | Cook | Humphrey | Palmer | Skillman |
| Bamler | Cornwall | Irving | Parshall | L. E. Smith |
| Bennet | Daily | Jacobs | Penfield | Speaker |

| | | | | |
|------------|--------------|------------|--------|----------------|
| Bentley | Davis | Johnson | Pitts | Sullard |
| Bergen | Dayton | Jones | Place | Sumner |
| Bigelow | Decker | Juliand | Pond | Tarbox |
| Bradstreet | Eaton | La Bau | Prince | Tower |
| Bristol | Farley | Lefler | Quinn | Trainer |
| Brush | J. L. Flagg | Little | Raber | Underwood |
| Burhans | F. H. Flagge | Loughran | Ranney | Van Valkenb'rg |
| D. Burns | Frear | Lounsbury | Ray | Wells |
| Button | Furman | Mallison | Reeve | Williams |
| Cameron | Galvin | Mann | Rider | A. I. Wood |
| Campbell | Guigou | Matthewson | Root | Younglove |
| Chapman | Halsey | McKiever | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act releasing the title of the State of New York to certain lands situate in Caledonia, Livingston county, of which Thomas Jenkins died seized," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|----------------|
| Ackert | G. Clark | Hasbrouck | Moran | Skillman |
| A. H. Andrew | W. S. Clark | Howard | Murphy | L. E. Smith |
| W. S. Andrews | Clausen | Hubbard | Nicholson | Speaker |
| Babcock | Cook | Humphrey | Palmer | Stannard |
| Balcom | Cornwall | Jacobs | Parshall | Sullard |
| Bamler | Davis | Johnson | Pitts | Sumner |
| Bentley | Dayton | Juliand | Place | Tarbox |
| Bergen | Eaton | La Bau | Pond | Topliff |
| Bigelow | Flach | Lefler | Prince | Torrey |
| Bradstreet | J. L. Flagg | Loughran | Quinn | Trainer |
| Bristol | F. H. Flagge | Lounsbury | Ranney | Underwood |
| Buel | Frear | Madden | S. Richardson | Van Valkenb'rg |
| Burhans | Galvin | Mallison | Root | Weed |
| Cameron | Gleason | Mann | Sargent | Wells |
| Campbell | Guigou | Matthewson | Selkreg | Wendover |
| Chapman | Halsey | McKiever | Sherman | A. I. Wood |
| Chism | Hartman | Miller | Skeels | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the village of College Point, Queens county,' passed April 5, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 101 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|-------------|
| Ackert | G. Clark | Hubbard | Nelson | Skillman |
| Allis | W. S. Clark | Humphrey | Nicholson | C. L. Smith |
| W. S. Andrews | Clausen | Irving | O'Reilly | L. E. Smith |
| Babcock | Cornwall | Jacobs | Palmer | Speaker |
| Balcom | Davis | Johnson | Parshall | Stannard |
| Bamler | Dayton | Jones | Penfield | Stevens |
| Bennet | Decker | Juliand | Pitts | Sullard |

| | | | | |
|------------|--------------|-----------|---------------|-----------------|
| Bentley | Eaton | Keady | Pond | Sumner |
| Bergen | Flach | Kinney | Prince | Tarbox |
| Bigelow | J. L. Flagg | Lawrence | Purdy | Torrey |
| Bradstreet | F. H. Flagge | Little | Quinn | Trainer |
| Bristol | Frear | Loughran | Ray | Underwood |
| Brush | Furman | Lounsbury | Reeve | Van Valkenburgh |
| Buel | Galvin | Madden | S. Richardson | Weed |
| D. Burns | Gleason | Mallison | Rider | Wells |
| P. Burns | Guigou | Mann | Riley | Wendover |
| Button | Halsey | McKiever | Root | Williams |
| Cameron | Hartman | Miller | Selkreg | A. I. Wood |
| Campbell | Hasbrouck | Moran | Sherman | F. H. Woods |
| Chapman | Howard | Murphy | Skeels | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to authorize the towns of West Farms, Morrisania and Yonkers to widen, make and extend a highway in said towns, to be known or called the Central road or avenue,' passed April 13, 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 94 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Howard | Moran | Selkreg |
| W. S. Andrews | Clausen | Hubbard | Nelson | Skillman |
| Babcock | Cornwall | Irving | Nicholson | C. L. Smith |
| Balcom | Daily | Jacobs | Palmer | Speaker |
| Bamler | Dayton | Johnson | Parshall | Starr |
| Bennet | Decker | Jones | Penfield | Stevens |
| Bentley | Eaton | Juliland | Pitts | Sullard |
| Bergen | Farley | Keady | Place | Sumner |
| Bigelow | Flach | Kiernan | Pond | Tarbox |
| Bradstreet | J. L. Flagg | Kinney | Prince | Topliff |
| Bristol | F. H. Flagge | La Bau | Purdy | Tower |
| Buel | Frear | Lefler | Raber | Trainer |
| Burhans | Furman | Little | Ranney | Underwood |
| D. Burns | Galvin | Lounsbury | Reeve | Van Valkenburgh |
| Button | Gifford | Mallison | A. Richardson | Weed |
| Cameron | Gleason | Mann | S. Richardson | Wendover |
| Campbell | Guigou | Matthewson | Rider | Williams |
| Chapman | Hartman | McKiever | Rogers | F. H. Woods |
| Chism | Hasbrouck | Miller | Sargent | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend an act to incorporate the People's Savings Bank, of the town of Yonkers, in the county of Westchester, passed April 5, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|---------|--------|---------|
| Ackert | W. S. Clark | Howard | Miller | Sargent |
| W. S. Andrews | Clausen | Hubbard | Moran | Selkreg |

| | | | | |
|------------|--------------|------------|---------------|----------------|
| Babcock | Cornwall | Irving | Nelson | Sherman |
| Balcom | Daily | Jacobs | Nicholson | Skeels |
| Bamler | Davis | Johnson | Palmer | C. L. Smith |
| Bennet | Dayton | Juliland | Parshall | Speaker |
| Bentley | Decker | Keady | Penfield | Starr |
| Bigelow | Farley | Kiernan | Pitts | Stewart |
| Bradstreet | Flach | La Bau | Place | Sumner |
| Bristol | J. L. Flagg | Lefler | Prince | Tarbox |
| Brush | F. H. Flagge | Little | Purdy | Topliff |
| Buel | Frear | Loughran | Raber | Tower |
| Burhans | Furman | Lounsbury | Ranney | Trainer |
| P. Burns | Madden | Madden | Ray | Underwood |
| Button | Gleason | Mallison | S. Richardson | Van Valkenb'rg |
| Cameron | Guigou | Mann | Rider | Weed |
| Campbell | Halsey | Matthewson | Riley | Wells |
| Chism | Hartman | McKiever | Root | Williams |
| G. Clark | Hasbrouck | | | |

For the negative,

F. H. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend the charter of the village of Palatine Bridge," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|----------------|
| Ackert | Campbell | Hasbrouck | Nicholson | Skeels |
| Allis | Chism | Hubbard | O'Reilly | Skillman |
| A. H. Andrew | G. Clark | Humphrey | Palmer | L. E. Smith |
| W. S. Andrews | W. S. Clark | Jacobs | Parshall | Starr |
| Babcock | Cook | Jones | Penfield | Sullard |
| Balcom | Cornwall | Juliland | Pitts | Tarbox |
| Bamler | Dayton | Kiernan | Place | Topliff |
| Bennet | Decker | Kinney | Quinn | Torrey |
| Bentley | Eaton | La Bau | Raber | Trainer |
| Bergen | Farley | Lefler | Ranney | Underwood |
| Bigelow | Flach | Little | Ray | Van Valkenb'rg |
| Bradstreet | J. L. Flagg | Lounsbury | S. Richardson | Weed |
| Bristol | Frear | Mallison | Rider | Wells |
| Buel | Furman | Mann | Riley | Wiley |
| Burhans | Gifford | Matthewson | Root | Williams |
| D. Burns | Gleason | McKiever | Selkreg | F. H. Woods |
| Button | Halsey | Miller | Sherman | Younglove |
| Cameron | Hartman | Nelson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act confirming a conveyance of real estate to Bridget Henry, and authorizing her to hold real estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|-----------|-----------|----------|
| Ackert | Chism | Hasbrouck | Murphy | Skeels |
| Allis | G. Clark | Hubbard | Nicholson | Skillman |

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | W. S. Clark | Humphrey | O'Reilly | L. E. Smith |
| W. S. Andrews | Cook | Jacobs | Palmer | Stannard |
| Babcock | Cornwall | Johnson | Parshall | Starr |
| Balcom | Daily | Juliand | Pitts | Stewart |
| Bamler | Dayton | Keady | Place | Sullard |
| Bennet | Decker | Kiernan | Prince | Tarbox |
| Bentley | Eaton | Kinney | Quinn | Topliff |
| Bergen | Flach | La Bau | Raber | Torrey |
| Bigelow | J. L. Flagge | Lefler | Ranney | Tower |
| Bradstreet | F. H. Flagge | Loughran | Ray | Van Valkenburgh |
| Bristol | Frear | Lounsberry | S. Richardson | Weed |
| Brush | Furman | Mallison | Rider | Wellington |
| D. Burns | Gifford | Mann | Riley | Wells |
| P. Burns | Gleason | Matthewson | Root | A. I. Wood |
| Cameron | Halsey | McKiever | Selkreg | F. H. Woods |
| Campbell | Hartman | Miller | Sherman | Younglove |
| Chapman | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to change the corporate name of the Emigrant Savings Bank of Buffalo to the Mechanics' Savings Bank of Buffalo," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Campbell | Hartman | Matthewson | Riley |
| Allis | Chapman | Hasbrouck | Murphy | Selkreg |
| W. S. Andrews | G. Clark | Hubbard | Nelson | Sherman |
| Babcock | W. S. Clark | Humphrey | Nicholson | L. E. Smith |
| Balcom | Cornwall | Jones | Palmer | Starr |
| Bamler | Dayton | Juliand | Parshall | Stewart |
| Bennet | Decker | Keady | Penfield | Sullard |
| Bergen | Eaton | Kinney | Pitts | Tarbox |
| Bigelow | Farley | La Bau | Prince | Topliff |
| Bradstreet | Flach | Lefler | Quinn | Torrey |
| Bristol | J. L. Flagge | Little | Raber | Tower |
| Brush | Frear | Lounsberry | Ranney | Van Valkenburgh |
| Burhans | Galvin | Madden | Ray | Wellington |
| D. Burns | Gleason | Mallison | S. Richardson | Younglove |
| Cameron | Halsey | Mann | Rider | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Saugerties Savings Bank," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|----------|---------|--------|----------|
| Ackert | Cornwall | Jacobs | Pond | Speaker |
| Balcom | Davis | Jones | Prince | Stannard |
| Bamler | Eaton | Juliand | Raber | Starr |
| Bennet | Farley | Kinney | Ranney | Sullard |
| Bentley | Flach | La Bau | Reeve | Sumner |

| | | | | |
|------------|--------------|------------|-------------|-------------|
| Bigelow | J. L. Flagg | Mallison | Rider | Tower |
| Bradstreet | F. H. Flagge | Matthewson | Riley | Underwood |
| Brush | Galvin | McKiever | Root | Weed |
| Buel | Guigou | Moran | Sargent | Wellington |
| Burhans | Halsey | Nelson | Selkreg | Wendover |
| Cameron | Hartman | Nicholson | Sherman | Wiley |
| Campbell | Hasbrouck | Palmer | Skeels | Williams |
| Chapman | Hubbard | Parshall | Skillman | A. I. Wood |
| Chism | Irving | Penfield | L. E. Smith | F. H. Woods |
| Clausen | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Jones,

Resolved, That the bill entitled "An act to amend an act entitled 'An act authorizing the repairing and improving of Fulton avenue, from Fulton street to Bedford avenue, in the city of Brooklyn, and of Livingston street, from Clinton street to Flatbush avenue, in the city of Brooklyn, and Hanson place, from Oxford street to Flatbush avenue, and for the assessment and collection of the cost thereof,' passed May 13, 1867," now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Babcock | Cook | Hubbard | O'Reilley | Skillman |
| Balcom | Cornwall | Humphrey | Palmer | L. E. Smith |
| Bamler | Daily | Jones | Parshall | Speaker |
| Bennet | Dayton | Juliard | Place | Starr |
| Bentley | Eaton | Keady | Prince | Stewart |
| Bergen | Flach | Kiernan | Purdy | Sullard |
| Bigelow | J. L. Flagg | La Bau | Ranney | Sumner |
| Bradstreet | F. H. Flagge | Lefler | Ray | Tarbox |
| Brush | Frear | Little | Reeve | Topliff |
| Buel | Furman | Loughran | A. Richardson | Tower |
| D. Burns | Galvin | Mallison | S. Richardson | Trainer |
| Button | Gleason | Mann | Rider | Underwood |
| Cameron | Guigou | Matthewson | Riley | Van Valkenburgh |
| Chapman | Halsey | McKiever | Root | Wellington |
| Chism | Hartman | Miller | Sargent | A. I. Wood |
| G. Clark | Hasbrouck | Nelson | Selkreg | F. H. Woods |
| W. S. Clark | Howard | Nicholson | Skeels | Younglove |

For the negative,

Ackert

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Mallison,

Resolved (if the Senate concur), That His Excellency the Governor be respectfully requested to return the Assembly bill entitled "An act to amend an act entitled 'An act for the better regulation of firemen in the city of Brooklyn,' passed February 17, 1857, and the acts amendatory thereof, passed April 14, 1862, and May 21, 1863," for the purpose of correction.

The bill entitled "An act to provide for the safety of life on the city railroads in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Ackert | Cornwall | Humphrey | Nelson | Sherman |
| Balcom | Daily | Irving | Nicholson | Skeels |
| Bennet | Dayton | Jacobs | Penfield | L. E. Smith |
| Bentley | Eaton | Juliand | Pitts | Speaker |
| Bergen | Flach | Keady | Place | Starr |
| Bigelow | J. L. Flagg | Kiernan | Prince | Stewart |
| Bradstreet | F. H. Flagge | Kinney | Quinn | Sullard |
| Brush | Frear | La Bau | Raber | Sumner |
| Buel | Gifford | Lasher | Ranney | Tarbox |
| Button | Gleason | Leffler | Ray | Topliff |
| Cameron | Guigou | Lounsbury | S. Richardson | Underwood |
| Chism | Halsey | Mallison | Rider | Weed |
| G. Clark | Hasbrouck | Matthewson | Riley | Wellington |
| W. S. Clark | Hubbard | Miller | Root | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|---------|----------|----------|-----------|---------|
| Babcock | D. Burns | McKiever | O'Reilley | Selkreg |
|---------|----------|----------|-----------|---------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Weed moved that the House take a recess until 3½ o'clock p. m.

Mr. O'Reilley moved to amend by inserting "7½" for "3½."

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the negative.

Mr. Matthewson moved as an amendment that when this House take a recess, it take such recess until 7½ o'clock p. m.

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Weed, and it was determined in the negative.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to establish fire limits, and for the more effectual prevention of fires in the city of Brooklyn,' passed April 30, 1866," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The Senate bill entitled "An act to provide for an iron bridge over the artificial outlet of the Seneca lake," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|---------|------------|-------------|
| Ackert | Campbell | Halsey | Matthewson | Root |
| Allis | Chapman | Hartman | McKiever | Selkreg |
| A. H. Andrew | G. Clark | Howard | Miller | Sherman |
| W. S. Andrews | W. S. Clark | Hubbard | Nicholson | Skeels |
| Babcock | Cook | Irving | Palmer | L. E. Smith |
| Balcom | Cornwall | Jacobs | Parshall | Speaker |

| | | | | |
|------------|-------------|-----------|---------------|-------------|
| Bamler | Daily | Jones | Penfield | Starr |
| Bennet | Dayton | Juliard | Place | Stewart |
| Bentley | Decker | Keady | Prince | Sullard |
| Bergen | Eaton | Kinney | Raber | Sumner |
| Bigelow | Flach | La Bau | Ranney | Tarbox |
| Bradstreet | J. L. Flagg | Lefler | Ray | Topliff |
| Brush | Frear | Little | Reeve | Underwood |
| Burhans | Furman | Lounsbury | S. Richardson | Weed |
| D. Burns | Galvin | Madden | Rider | Wells |
| Button | Gleason | Mallison | Riley | F. H. Woods |
| Cameron | Guigou | Mann | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the New York Health and Accident Insurance Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 14 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|----------|-----------------|
| W. S. Andrews | Decker | Jacobs | O'Reilly | Sherman |
| Babcock | Farley | Jones | Palmer | Skillman |
| Balcom | Flach | Juliard | Parshall | L. E. Smith |
| Bentley | J. L. Flagg | Keady | Penfield | Speaker |
| Bergen | F. H. Flagge | Kiernan | Place | Stannard |
| Bradstreet | Frear | Kinney | Pond | Starr |
| Bristol | Galvin | La Bau | Prince | Sullard |
| Brush | Guigou | Loughran | Raber | Topliff |
| Buel | Halsey | Lounsbury | Ranney | Trainer |
| Chapman | Hartman | Mallison | Ray | Underwood |
| W. S. Clark | Hasbrouck | Mann | Reeve | Van Valkenburgh |
| Clausen | Howard | Matthewson | Riley | Weed |
| Cornwall | Hubbard | McKiever | Root | Williams |
| Daily | Humphrey | Miller | Sargent | A. I. Wood |
| Davis | Irving | Nelson | Selkreg | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|--------------|----------|--------|---------------|----------|
| A. H. Andrew | D. Burns | Cook | S. Richardson | Wells |
| Bamler | Chism | Dayton | Rider | Wendover |
| Bennet | G. Clark | Quinn | Tarbox | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Pond offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to amend the charter of Saratoga Springs, and for the purpose of securing a supply of pure and wholesome water for the use of said village," having been ordered to a third reading, now have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Halsey | McKiever | Riley |
| Allis | G. Clark | Hasbrouck | Miller | Root |
| A. H. Andrew | W. S. Clark | Howard | Moran | Selkreg |
| Babcock | Cook | Hubbard | Murphy | Sherman |
| Balcom | Cornwall | Humphrey | Nelson | Skeels |
| Bamler | Davis | Irving | Palmer | C. L. Smith |
| Bennet | Dayton | Jones | Parshall | L. E. Smith |
| Bentley | Decker | Juliard | Penfield | Starr |
| Bergen | Eaton | Kiernan | Pitts | Sullard |
| Bradstreet | Flach | Kinney | Pond | Torrey |
| Bristol | J. L. Flagg | La Bau | Prince | Tower |
| Brush | F. H. Flagge | Lasher | Quinn | Trainer |
| Buel | Frear | Leifer | Raber | Van Valkenb'rgh |
| D. Burns | Galvin | Lounsbury | Ranney | Wellington |
| Button | Gifford | Mallison | A. Richardson | Wendover |
| Cameron | Gleason | Mann | S. Richardson | Younglove |
| Campbell | Guigou | Matthewson | Rider | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Murphy moved that the House take a recess until 3½ o'clock P. M.

Mr. Hartman moved to amend by inserting "7½" for "3½."

Mr. Speaker put the question whether the House would agree to said amendment, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Murphy, and it was determined in the affirmative.

Thereupon, the House took a recess until 3½ o'clock P. M.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

The Senate returned the bills entitled as follows:

"An act for the better protection of persons letting, loaning or hiring out chattels."

"An act to authorize the construction of a railroad in and through certain streets in the city of Newburgh, and in and through certain roads in the town of Newburgh, in the county of Orange."

"An act to authorize the board of education of union free school district, No. 1, of the town of Kingsbury, to borrow money to build a school house in said district."

"An act to incorporate the Insurance Indemnity Company of the city of New York."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to provide for the laying out of public highways in the town of Eastchester and county of Westchester."

"An act to incorporate the Tioga County Savings Bank."

"An act to authorize the Comptroller to invest the money belonging to the Cornell Endowment Fund."

"An act to incorporate the Buffalo and Williamsville Railroad Com-

pany, empowering it to lease the McAdam road and franchises of the Buffalo and Williamsville McAdam Road Company, and authorizing the consolidation of the said railroad company and the said McAdam Road Company."

"An act to authorize the making and opening of a road or avenue from Mamaroneck harbor, in the town of Mamaroneck, in the county of Westchester, to some point in the village of White Plains, in the county of Westchester, to be called Mamaroneck avenue."

"An act to define the boundaries of the village of Livingstonville, Schoharie county, and in relation to highway labor therein."

"An act supplementary and to amend an act entitled 'An act to incorporate the village of Spencerport, in the county of Monroe,' passed April 22, 1867."

"An act to amend an act entitled 'An act to establish a turnpike corporation, for improving and making a road from the village of Newburgh, on Hudson river, to Cohecton, on the Delaware river,' passed March 20, 1801, and in relation to toll gates and tolls upon the turnpike road of said corporation."

"An act to authorize the supervisor, town clerk and commissioners of highways of the town of Milton, in the county of Saratoga, to issue the bonds of said town to raise money to pay its indebtedness created for the purpose of building bridges in said town."

"An act to amend an act entitled 'An act to provide for the widening and improvement of Union street, in the city of Brooklyn,' passed April 27, 1866, and to confirm the acts of the board of improvement thereby created."

"An act to widen Vanderbilt avenue of the city Brooklyn."

"An act to amend an act entitled 'An act for the improvement of lands in and near the Wallabout bay in the city of Brooklyn, and for laying out and constructing a basin, dock and streets therein,' passed May 11, 1867."

"An act to amend chapter 394 of Laws of 1853, entitled 'An act to make a road district of the village of Gallupville.'"

"An act to amend an act entitled 'An act regulating highways and bridges in the counties of Suffolk, Queens and Kings,' passed February 23, 1830, and acts amendatory thereof."

"An act to enable the board of supervisors of the county of Erie, to raise money by tax, for building and repairing bridges in the town of Aurora, in said county"

"An act to lay out, construct and maintain a public road from the foot of East Second street in Long Island City, to D street, in Blissville, Queens county, and to close certain streets in Long Island City, Queens county."

"An act to amend an act entitled 'An act to incorporate the Sidney and Unadilla Bridge Company,' passed April 27, 1866."

"An act to amend an act entitled 'An act for the incorporation of the Skaneateles Railroad Company, and to authorize the same to construct and operate a railroad, from the village of Skaneateles to Skaneateles Junction,' passed April 17, 1866."

"An act to authorize certain towns in the counties of Sullivan and Orange, to issue bonds and take stock in any company now organized, or that may hereafter be organized, within three years after the passage of this act, for the purpose of building a railroad from the village of Monticello, in the county of Sullivan, through the towns of Thompson and Forestburgh, in said county of Sullivan, and the town of Deerpark, in the county of Orange, to Port Jervis, Orange county."

"An act to amend an act incorporating the Walkill Valley Railroad Company by authorizing said corporation to extend its road to Kingston, Ulster county, and to authorize certain towns in Ulster county to issue bonds to aid in the construction of said road."

"An act to amend and continue in force an act entitled 'An act to incorporate an association for the relief of respectable, aged and indigent females in the city of New York,' passed March 10, 1815, and the acts continuing in force and amending the same."

"An act in relation to the Goshen and Deckertown Railway Company."

"An act to amend an act entitled 'An act to widen South Seventh street and part of South Sixth street, in the city of Brooklyn, and to regulate, grade and pave the same,' passed May 2, 1863."

"An act to enable the trustees of the village of Greene, Chenango county, to raise money to purchase hose."

"An act to amend chapter 140 of the Laws of 1853, and chapter 29 of the Laws of 1866."

"An act to authorize the trustees of the Hamilton Union Presbyterian Church of Guilderland, Albany county, to sell their parsonage."

"An act in relation to joint stock companies and associations."

"An act to amend chapter 140 of the Laws of 1853, entitled 'An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds, and to enlarge the powers of the corporation of said village, and chapter 29 of the Laws of 1866, entitled An act to consolidate and amend the several acts relating to the village of Batavia.'"

"An act to amend an act entitled 'An act to regulate, grade and macadamize the Southern highway, from the village of Westchester, in the towns of Westchester and West Farms,' passed April 12, 1867."

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Speaker presented a communication from the comptroller of the city of New York, with statement of judgments against the mayor, aldermen and commonalty of the said city, made in pursuance of chapter 646, Laws of 1865; which was referred to the committee on the affairs of cities.

By unanimous consent, on motion of Jones,

Resolved, That the privileges of the floor of this House be extended to the Hon. Frederick A. Conkling, late member of Congress, and member of this House in 1860, during his stay in Albany.

Mr. Irving, from the committee on railroads, to which was recommended the bill entitled "An act to facilitate the construction of the Newburgh and Walkill Valley railroad," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Trainer called for the consideration of the report of the sub-committee of the whole, reporting complete the bills entitled as follows:

Senate bill, "An act to amend the charter of the city of Syracuse." (With an amendment.)

"An act relating to the surrogate and county judge of the county of Otsego."

"An act to alter the map of the city of New York. (With amendments.)"

"An act to provide for refunding certain taxes illegally collected." (With amendments.)

"An act to designate the place of meeting of the board of supervisors of Oswego county, and to regulate the compensation of the members thereof."

"An act to repeal the laws of 1867, in relation to the police force of the city of Utica."

Senate bill, "An act to incorporate the Jerauld Institute, of Niagara Falls, for the education of young ladies."

"An act to provide for the more effectual protection of fruit growers against trespassers."

"An act to incorporate the Vesuvius Fireproof Warehousing Company."

Senate bill, "An act to enable the board of education of the city of Syracuse to transfer the funds belonging to said city, arising from the Gospel and School lots, to the permanent fund under their control, for school purposes, and expend the same as a part of such funds."

Senate bill, "An act requiring the clerk of the county of Onondaga to cause certain maps to be made and filed in his office."

"An act authorizing a special town meeting in the town of Salina, Onondaga county, for the purpose of raising an increased amount of money for the support of roads in said town."

"An act to authorize the boards of supervisors of the counties of Oswego and Onondaga to raise money to complete the payments for the construction of a bridge across the Oneida river, known as Schroeppel's bridge."

Senate bill, "An act in relation to the police and fire department of the city of Syracuse."

Senate bill, "An act to release the interest of the people of the State of New York in certain real estate, in Columbia county, to Thomas Owens."

"An act to amend an act entitled 'An act to provide for keeping in repair the highway leading from Sacandaga river to Mount Pleasant,' passed April 12, 1862."

"An act to amend an act entitled 'An act to provide for the appointment of a police justice in the village of Saratoga Springs,' passed May 14, 1845, and the act amendatory of said act, passed March 27, 1857." (With an amendment.)

"An act to incorporate the Put's Point Trotting Park Association, in the town of Crown Point, Essex county."

"An act to repeal chapter 440 of the Laws of 1864, entitled 'An act to construct a highway from Adirondac to Saranac.'"

"An act to repeal chapter 454 of the Laws of 1863, entitled 'An act in relation to non-resident highway taxes upon certain lands in the counties of Essex and Hamilton.'"

"An act to amend section 3 of chapter 817 of the Laws of 1866, entitled 'An act to lay out and construct a road from the River road, in township No. 14, in the town of Johnsburgh, to the Carthage road, near the head of Long lake, in the county of Hamilton.'" (With an amendment.)

"An act to authorize the street commissioner of the village of Belmont, in the county of Allegany, to lay out and establish a highway or street in said village."

"An act in relation to building and repairing sidewalks in the village of Wellsville."

"An act to legalize the acts of Francis Hamilton as notary public."

Senate bill, "An act to amend an act entitled 'An act to amend the charter of the village of Newark.'"

"An act to authorize the Canal Commissioners to construct embankments and walls on the west bank of the outlet of the De Ruyter reservoir, in the town of Fabius."

"An act to provide for the repayment to Joseph Pratt, of the town of Canisteo, in the county of Steuben, of certain over-tax on property levied and collected from him for the year 1866."

"An act to authorize the town of Canisteo to raise money for the benefit of the Canisteo Academy."

"An act to amend an act entitled 'An act to provide for the drainage of the low lands in the north part of the town of Amherst, in the county of Erie,' passed April 12, 1867."

Senate bill, "An act to change the name of the Bayside Ferry Company, and otherwise to amend the act incorporating the same, passed June 6, 1865."

Senate bill, "An act to regulate the times of opening and closing the clerk's office of Erie county."

"An act to provide for the promotion of the public health by draining certain swamp lands in the town of Northfield, in the county of Richmond."

"An act to provide for the building of a road and bridge across the stream that constitutes the division line between the towns of Huntington and Islip, in the county of Suffolk, and for the general improvement of the roads and bridges in the said towns."

"An act in relation to the sale of wines made from grapes grown within the limits of the United States."

"An act to provide against goats running at large in the town of Greenburgh, county of Westchester, and State of New York."

"An act to authorize the sale of block No. 3, known as Montcalm park, in the city of Oswego."

Senate bill, "An act to release to Catharine Chadwick the interest of the State in certain moneys arising on a sale of real estate, now held by the surrogate of Oneida county."

"An act to authorize the board of supervisors of the county of Queens to build a court house and jail building for said county. (With an amendment."

"An act to open, extend and improve Fourth street, Brooklyn, E. D."

"An act to amend title 10 of chapter 8 of part 3 of the Revised Statutes, relative to bawdy houses."

"An act to amend an act entitled 'An act fixing the fees of justices of the peace and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and for other purposes,' passed April 20, 1866."

"An act to amend an act entitled 'An act to incorporate the West Farms fire department,' passed April 17, 1858."

"An act to amend the charter of the village of Saratoga Springs."

"An act to fix the compensation of the treasurer of Chautauqua county."

"An act to legalize the election of trustees in free union school district No. 1, of the town of Plattsburgh, and the several acts of the board of education of said district."

"An act to provide for the appointment of a stenographer for the county court and court of sessions of the county of Madison."

"An act in relation to common schools in the city of Lockport."

"An act in relation to the village of Ellicottville, and to amend the charter thereof."

"An act to regulate the fees of commissioners of highways in the county of Suffolk."

"An act to fix the time and place of holding the annual town meeting in the town of Grand Island, in the county of Erie."

“An act to incorporate the Mayville Driving Park Association.”

“An act to legalize the acts of G. S. Sawins, Samuel Hopper, Joseph Newton, H. W. Seymour and S. H. Kirkland, as trustees of the corporation of the village of Antwerp.”

“An act to amend chapter 430 of the Laws of 1866, entitled ‘An act to facilitate the construction of the Buffalo and Oil Creek Crosscut railroad, and to authorize towns to subscribe to the capital stock thereof,’ passed April 7, 1866.”

Senate bill, “An act empowering the board of supervisors of the county of Westchester to require the collectors of the different towns in that county to pay over taxes at stated times.”

Senate bill, “An act to amend an act entitled ‘An act to amend the act entitled An act to regulate free schools in the city of Auburn,’ passed April 10, 1860, passed March 19, 1866.”

Senate bill, “An act to amend an act entitled ‘An act to incorporate the village of Port Jervis,’ passed March 30, 1866.”

Senate bill, “An act to consolidate a part of certain school districts in the town of Pomfret, county of Chataqua, with district No. 8, of said town.”

“An act to authorize the classification of the directors of the New York Institution for the Instruction of the Deaf and Dumb, and relating to said institution.”

Which report was agreed to, and said bills severally ordered engrossed and to a third reading.

Mr. Bamler, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled “An act to amend chapter 565, Laws of 1867, entitled ‘An act to incorporate the Buffalo City Railway Company,’” reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Weed, from the committee on State prisons, to which was referred the Senate bill entitled “An act to authorize the purchasing and applying of disinfectants for use in prisons,” reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Weed, said bill was recommitted to the committee, with power to report complete at any time.

By unanimous consent, on motion of Mr. Cameron,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the Senate bill entitled “An act to consolidate a part of certain school districts in the town of Pomfret, county of Chataqua, with district No. 8 of said town,” and that said bill be ordered to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled “An act relating to the old burying ground in the village of Fulton, Oswego county,” reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled “An act to authorize the supervisor of the town of Lowville, Lewis county, to purchase burial lots,” reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled “An act to regulate the manner and payment of

town subscriptions to the stock of the Dunkirk, Warren and Pittsburgh Railroad Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act authorizing the Syracuse, Fayetteville and Manlius Railroad Company to transfer all its rights, franchises and property to the Syracuse and Chenango Valley Railroad Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Prince, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize certain towns and villages in the counties of Onondaga, Madison and Chenango to issue bonds, to take stock in the Syracuse and Chenango Valley Railroad Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Irving, from the committee on railroads, to which was referred the bill entitled "An act to compel the Sixth Avenue Railroad Company in the city of New York, to carry passengers upon its route without change of cars, and without delay or detention," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to amend an act entitled 'An act providing for relief against illegal taxation in the counties of Herkimer, Otsego, Saratoga and Fulton,' passed May 17, 1867," reported adversely thereto; which report was agreed to.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to amend an act entitled 'An act to provide for the promotion of public health, and for draining and reclaiming wet lands on Black lake, in St. Lawrence and Jefferson counties,' passed May 14, 1864," reported adversely thereto; which report was agreed to.

By unanimous consent, on motion of Mr. Irving, the bill entitled "An act to compel the Sixth Avenue Railroad Company, in the city of New York, to carry passengers upon its route without change of cars, and without delay or detention," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | W. S. Clark | Juliand | Pond | Speaker |
| Allis | Clausen | Keady | Prince | Stannard |
| A. H. Andrew | Cornwall | Kinney | Purdy | Starr |
| Balcom | Daily | La Bau | Quinn | Stewart |
| Bamler | Davis | Leder | Raber | Sullard |
| Bemus | Decker | Loughran | Ranney | Summer |
| Bennet | Eaton | Lounsbury | S. Richardson | Topliff |
| Bradstreet | Farley | Mann | Rider | Trainer |
| Bristol | Flach | Moran | Riley | Underwood |
| Brush | J. L. Flagg | Murphy | Root | Van Valkenburgh |
| Buel | F. H. Flagg | Nicholson | Sargent | Weed |
| Burhans | Hasbrouck | O'Reilly | Selkreg | Wellington |
| D. Burns | Humphrey | Palmer | Sherman | Wells |
| Cameron | Irving | Parshall | Skillman | Williams |

| | | | | |
|----------|---------|-------|-------------|------------|
| Chapman | Johnson | Pitts | C. L. Smith | A. I. Wood |
| G. Clark | Jones | Place | L. E. Smith | Younglove |

Those who voted in the negative, were

| | | | | |
|----------|--------|---------|----------|-------------|
| Campbell | Galvin | Hartman | McKiever | F. H. Woods |
| Frear | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Society of Agriculture and Horticulture, of Westchester county, to mortgage, lease or sell real estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Halsey | Murphy | Selkreg |
| A. H. Andrew | G. Clark | Hartman | Nelson | Sherman |
| W. S. Andrews | W. S. Clark | Hubbard | Nicholson | Skeels |
| Babcock | Cornwall | Irving | Palmer | Skillman |
| Balcom | Daily | Jones | Parshall | L. E. Smith |
| Bamler | Davis | Juliand | Penfield | Starr |
| Bennet | Decker | Kinney | Pitts | Stewart |
| Bigelow | Eaton | La Bau | Prince | Sumner |
| Bradstreet | Farley | Lefler | Purdy | Tarbox |
| Brush | Flach | Little | Raber | Trainer |
| Burhans | J. L. Flagg | Lounsbury | Ranney | Weed |
| D. Burns | F. H. Flagg | Mallison | S. Richardson | Wellington |
| Button | Frear | Mann | Rider | Williams |
| Cameron | Galvin | Matthewson | Riley | F. H. Woods |
| Campbell | Gleason | Miller | Root | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act relative to Horace L. Barnes, a justice of the peace in the county of Chenango, designated to hold courts of sessions in said county at the general election held in November, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Murphy | Sherman |
| Allis | W. S. Clark | Irving | Nicholson | Skeels |
| A. H. Andrew | Clausen | Jacobs | O'Reilly | L. E. Smith |
| Babcock | Cornwall | Juliand | Palmer | Stannard |
| Balcom | Daily | Keady | Parshall | Starr |
| Bamler | Davis | Kiernan | Pitts | Stevens |
| Bemus | Dayton | Kinney | Place | Stewart |
| Bentley | Decker | La Bau | Prince | Sullard |
| Bergen | Eaton | Lefler | Quinn | Tarbox |
| Bigelow | Flach | Little | Raber | Topliff |
| Bradstreet | J. L. Flagg | Lounsbury | Ranney | Underwood |
| Brush | Frear | Mallison | Ray | Van Valkenburgh |
| Burhans | Galvin | Mann | A. Richardson | Weed |

| | | | | |
|----------|-----------|------------|---------------|-------------|
| D. Burns | Gleason | Matthewson | S. Richardson | Wellington |
| Button | Halsey | McKiever | Rider | A. I. Wood |
| Cameron | Hartman | Miller | Root | F. H. Woods |
| Campbell | Hasbrouck | Moran | Selkreg | Younglove |
| Chism | Hubbard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize construction of a railroad from the village of Olean to the Erie railway depot at Olean," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Humphrey | Palmer | Sherman |
| Allis | G. Clark | Jones | Parshall | Skeels |
| A. H. Andrew | W. S. Clark | Julian | Penfield | L. E. Smith |
| Babcock | Cornwall | Keady | Pitts | Speaker |
| Balcom | Daily | Kinney | Place | Starr |
| Bamler | Davis | La Bau | Pond | Stevens |
| Bemus | Dayton | Laffer | Prince | Sullard |
| Bennet | Decker | Lounsbury | Purdy | Summer |
| Bigelow | Eaton | Mallison | Ranney | Tarbox |
| Bradstreet | Flach | Mann | Ray | Topliff |
| Bristol | F. H. Flagge | Matthewson | A. Richardson | Tower |
| Brush | Frear | McKiever | S. Richardson | Trainer |
| D. Burns | Galvin | Miller | Rider | Underwood |
| P. Burns | Gleason | Murphy | Riley | Weed |
| Button | Halsey | Nelson | Sargent | Wellington |
| Cameron | Hartman | Nicholson | Selkreg | A. I. Wood |
| Campbell | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Bemus,

Resolved, That the Senate bill entitled "An act to regulate the manner and payment of town subscriptions to the stock of the Dunkirk, Warren and Pittsburgh Railroad Company," be recommitted to the committee on railroads.

The Senate bill entitled "An act to extend Lexington avenue, in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|----------|----------|
| Ackert | G. Clark | Humphrey | O'Reilly | Speaker |
| Allis | W. S. Clark | Julian | Pitts | Stannard |
| A. H. Andrew | Cornwall | Kiernan | Pond | Starr |
| Babcock | Daily | Kinney | Prince | Stewart |
| Balcom | Davis | La Bau | Purdy | Sullard |
| Bamler | Dayton | Laffer | Quinn | Summer |
| Bemus | Decker | Little | Raber | Topliff |
| Bennet | Eaton | Lounsbury | Ray | Tower |

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Bradstreet | J. L. Flagg | Mallison | A. Richardson | Trainer |
| Bristol | F. H. Flagge | Mann | S. Richardson | Underwood |
| Brush | Frear | Matthewson | Rider | Van Valken'b'rg |
| Buel | Galvin | McKiever | Riley | Wellington |
| Button | Gifford | Miller | Sherman | Wiley |
| Cameron | Guigou | Murphy | Skeels | A. I. Wood |
| Campbell | Halsey | Nelson | Skillman | F. H. Woods |
| Chapman | Howard | Nicholson | L. E. Smith | Younglove |
| Chism | Hubbard | | | |

For the negative,

Selkreg

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate Yonkers Alpine Ferry Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | Chism | Hubbard | Nelson | Sherman |
| A. H. Andrew | G. Clark | Humphrey | Nicholson | Skeels |
| Babcock | W. S. Clark | Johnson | O'Reilley | L. E. Smith |
| Balcom | Cornwall | Jones | Penfield | Stannard |
| Bamler | Daily | Juliland | Pitts | Starr |
| Bemus. | Davis | Kierhan | Pond | Stewart |
| Bennet | Dayton | Kinney | Prince | Sullard |
| Bigelow | Decker | La Bau | Raber | Topliff |
| Bristol | Eaton | Lefler | Ranney | Torrey |
| Brush | Farley | Lounsbury | Ray | Underwood |
| Burhans | Frear | Mallison | Reeve | Van Valken'b'rg |
| D. Burns | Galvin | Mann | A. Richardson | Wellington |
| Button | Gifford | Matthewson | Riley | Wells |
| Cameron | Gleason | McKiever | Sargent | Wiley |
| Campbell | Halsey | Miller | Selkreg | Younglove |
| Chapman | Hartman | Murphy | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the borrowing of money and the issue of town bonds by the board of town auditors of the town of Varick, in the county of Seneca," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|-----------|-----------|-------------|
| Ackert | Chapman | Hasbrouck | Nelson | Selkreg |
| Allis | Chism | Howard | Nicholson | Sherman |
| A. H. Andrew | G. Clark | Humphrey | O'Reilley | Skeels |
| W. S. Andrews | W. S. Clark | Jacobs | Palmer | L. E. Smith |
| Babcock | Cornwall | Jones | Parshall | Speaker |
| Balcom | Daily | Juliland | Penfield | Stewart |
| Bamler | Davis | Keady | Place | Sullard |
| Bemus | Dayton | Kinney | Pond | Topliff |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Bennet | Decker | La Bau | Prince | Torrey |
| Bigelow | Eaton | Lefler | Quinn | Tower |
| Bradstreet | F. H. Flagge | Little | Raber | Underwood |
| Bristol | Frear | Mallison | Ranney | Wellington |
| Brush | Furman | Mann | Ray | Wiley |
| Burhans | Galvin | Matthewson | A. Richardson | Williams |
| D. Burns | Gifford | McKiever | S. Richardson | A. I. Wood |
| Button | Halsey | Miller | Rider | F. H. Woods |
| Cameron | Hartman | Murphy | Riley | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the board of supervisors of the county of Chautauqua, to levy an additional highway tax on the taxable property of the town of Charlotte, in said county, and to authorize the highway commissioners of said town to borrow money to pay the existing indebtedness of said town, for highway and bridge purposes, and to repair the highways and bridges therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hartman | Murphy | Root |
| Allis | G. Clark | Hasbrouck | Nelson | Sargent |
| A. H. Andrew | W. S. Clark | Howard | Nicholson | Selkreg |
| W. S. Andrews | Cornwall | Humphrey | O'Reilly | Sherman |
| Babcock | Daily | Jacobs | Palmer | Skeels |
| Balcom | Davis | Jones | Parshall | L. E. Smith |
| Bamler | Dayton | Juliant | Place | Stannard |
| Bemus | Decker | Keady | Pond | Starr |
| Bennet | Eaton | Kinney | Prince | Stewart |
| Bigelow | Farley | La Bau | Purdy | Sullard |
| Bradstreet | Flach | Lefler | Raber | Topliff |
| Bristol | F. H. Flagge | Lounsbury | Ranney | Tower |
| Brush | Frear | Mallison | Ray | Van Valkenb'rgh |
| D. Burns | Furman | Mann | A. Richardson | Wellington |
| Button | Galvin | Matthewson | S. Richardson | Wells |
| Cameron | Gleason | McKiever | Rider | Williams |
| Campbell | Guigon | Miller | Riley | F. H. Woods |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to condense and amend the several acts incorporating or relating to the village of Skaneateles,' passed April 16, 1857," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 53 }
{ NOES 45 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|---------|---------------|-----------|
| Ackert | Button | Juliant | Purdy | Stannard |
| Allis | Cameron | Kinney | Ranney | Sullard |
| A. H. Andrew | G. Clark | La Bau | Ray | Sumner |
| W. S. Andrews | Daily | Lasher | A. Richardson | Torrey |
| Babcock | Davis | Little | S. Richardson | Underwood |

| | | | | |
|---------|---------|-----------|-------------|------------|
| Balcom | Eaton | Lounsbury | Rider | Weed |
| Bemus | Farley | Nelson | Root | Wellington |
| Bennet | Gifford | Palmer | Selkreg | Wells |
| Bigelow | Gleason | Parshall | L. E. Smith | A. I. Wood |
| Bristol | Irving | Pitts | Speaker | Younglove |
| Burhans | Jones | Pond | | |

Those who voted in the negative, were

| | | | | |
|-------------|--------------|----------|------------|-------------|
| Bamler | Cornwall | Guigon | Matthewson | Raber |
| Bentley. | Dayton | Hartman | McKiever | Riley |
| Bradstreet | Decker | Humphrey | Moran | Sherman |
| Brush | Flach | Johnson | Murphy | Skillman |
| Buel | F. H. Flagge | Keady | Nicholson | C. L. Smith |
| D. Burns | Frear | Lefler | O'Reilley | Stevens |
| Chapman | Furman | Loughran | Penfield | Trainer |
| W. S. Clark | Galvin | Mallison | Prince | Wiley |
| Clausen | | | | |

Mr. W. S. Andrews moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The Senate bill entitled "An act authorizing the Middletown, Unionville and Water Gap Railroad Company to use fifty-pound iron rail," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Campbell | Hubbard | Palmer | Selkreg |
| A. H. Andrew | Chism | Irving | Penfield | Sherman |
| W. S. Andrews | W. S. Clark | Jones | Pitts | Skeels |
| Babcock | Cornwall | Juliland | Pond | L. E. Smith |
| Balcom | Daily | Kinney | Prince | Starr |
| Bemus | Dayton | La Bau | Quinn | Sullard |
| Bennet | Decker | Lefler | Raber | Tarbox |
| Bigelow | Eaton | Little | Ranney | Topliff |
| Bradstreet | J. L. Flag | Mallison | Ray | Tower |
| Bristol | F. H. Flagge | Mann | Reeve | Underwood |
| Brush | Frear | Matthewson | S. Richardson | Wellington |
| Buel | Gleason | Nelson | Rider | Wells |
| D. Burns | Halsey | Nicholson | Riley | A. I. Wood |
| Button | Hartman | O'Reilley | Sargent | Younglove |
| Cameron | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the construction of an iron bridge over the Black River canal, in the village of Port Leyden, in the county of Lewis," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------|-------------|---------|------------|---------|
| Ackert | G. Clark | Gleason | Matthewson | Root |
| Allis | W. S. Clark | Guigon | McKiever | Sargent |

| | | | | |
|---------------|--------------|----------|---------------|-------------|
| W. S. Andrews | Clausen | Hartman | Moran | Selkreg |
| Balcom | Cook | Humphrey | Nicholson | Sherman |
| Bamler | Cornwall | Irving | O'Reilly | Skillman |
| Bentley | Daily | Jacobs | Palmer | L. E. Smith |
| Bergen | Davis | Johnson | Parshall | Speaker |
| Bradstreet | Decker | Jones | Penfield | Sullard |
| Brush | Eaton | Juliaud | Pond | Sumner |
| Buel | Farley | Keady | Prince | Trainer |
| Burhans | Flach | Kipney | Quinn | Underwood |
| D. Burns | J. L. Flagg | La Bau | Raber | Weed |
| P. Burns | F. H. Flagge | Lefler | Reeve | Wells |
| Cameron | Frear | Loughran | A. Richardson | Williams |
| Campbell | Furman | Mallison | Rider | Younglove |
| Chapman | Galvin | Mann | Biley | |

Those who voted in the negative, were

A. H. Andrew F. H. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the law library in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|----------|---------------|-------------|
| Ackert | Cook | Humphrey | Nicholson | Skeels |
| A. H. Andrew | Cornwall | Irving | Parshall | Skillman |
| W. S. Andrews | Davis | Jacobs | Penfield | C. L. Smith |
| Balcom | Decker | Johnson | Pitts | L. E. Smith |
| Bamler | Eaton | Jones | Quinn | Speaker |
| Bennet | Farley | Juliaud | Raber | Sullard |
| Bentley | Flach | Keady | Ranney | Sumner |
| Bergen | J. L. Flagg | Kinney | Ray | Topliff |
| Bristol | F. H. Flagge | Lasher | Reeve | Tower |
| Brush | Frear | Lefler | A. Richardson | Trainer |
| Buel | Galvin | Loughran | S. Richardson | Underwood |
| Burhans | Gifford | Madden | Rider | Weed |
| D. Burns | Gleason | Mallison | Riley | Wellington |
| Chapman | Gulgon | Mann | Sargent | Williams |
| G. Clark | Halsey | McKiever | Selkreg | F. H. Woods |
| W. S. Clark | Hasbrouck | Murphy | Sherman | Younglove |
| Clausen | Howard | Nelson | | |

For the negative,

Palmer

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Murphy offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act the more effectually to prevent the liability of accidents to, and for the better information of, travellers upon railway passenger cars in the State of New York," have its third reading at 5 o'clock this afternoon.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

The bill entitled "An act to aid in disseminating a knowledge of our government and laws among the masses of the people," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 41 }
{ NOES 56 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| W. S. Andrews | Campbell | Guigou | Murphy | Riley |
| Bamler | Clausen | Hartman | Nelson | Sherman |
| Bentley | Daily | Hasbrouck | Nicholson | Skeels |
| Bergen | Davis | Jones | O'Reilly | C. L. Smith |
| Bradstreet | Decker | Kiernan | Purdy | L. E. Smith |
| Bristol | F. H. Flagge | Lefler | Quinn | Topliff |
| Buel | Furman | McKiever | Ranney | Underwood |
| D. Burns | Galvin | Moran | S. Richardson | Wiley |
| Cameron | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|--------------|------------|---------------|----------------|
| Ackert | Farley | Keady | Penfield | Speaker |
| A. H. Andrew | Flach | Kinney | Pitts | Sullard |
| Balcom | J. L. Flagge | La Bau | Place | Sumner |
| Bennet | Frear | Little | Raber | Tarbox |
| Brush | Gifford | Loughran | Reeve | Trainer |
| Burhans | Gleason | Madden | A. Richardson | Van Valkenb'rg |
| Chapman | Halsey | Mallison | Rider | Weed |
| G. Clark | Howard | Mann | Root | Wells |
| W. S. Clark | Humphrey | Matthewson | Sargent | Williams |
| Cook | Irving | Palmer | Selkreg | F. H. Woods |
| Cornwall | Johnson | Parshall | Skillman | Younglove |
| Eaton | | | | |

Mr. W. S. Clark moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the negative.

Mr. Pitts moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 31 }
{ NOES 54 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|-----------|-------------|
| Allis | D. Burns | Guigou | Moran | Skillman |
| W. S. Andrews | Campbell | Hartman | Murphy | L. E. Smith |
| Bamler | W. S. Clark | Hasbrouck | Nicholson | Topliff |
| Bentley | Clausen | Johnson | Quinn | Trainer |
| Bergen | Decker | Kiernan | Riley | Underwood |
| Bristol | F. H. Flagge | McKiever | Skeels | Wiley |
| Buel | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|----------|---------------|----------------|
| Ackert | Flach | Kinney | Raber | Sullard |
| A. H. Andrew | Frear | Little | Ray | Sumner |
| Balcom | Gifford | Loughran | Reeve | Tarbox |
| Bennet | Gleason | Madden | A. Richardson | Torrey |
| Brush | Halsey | Mallison | S. Richardson | Van Valkenb'rg |
| Chapman | Howard | Mann | Rider | Weed |

| | | | | |
|----------|----------|------------|----------|-------------|
| G. Clark | Hubbard | Matthewson | Root | Wells |
| Cornwall | Humphrey | Palmer | Sargent | Williams |
| Daily | Irving | Parshall | Selkreg | F. H. Woods |
| Eaton | Jacobs | Penfield | Speaker | Younglove |
| Farley | Jones | Place | Stannard | |

The bill entitled "An act empowering the board of supervisors of Monroe county to require bail from the superintendent of the Monroe county penitentiary," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hubbard | Nelson | Skeels |
| Allis | G. Clark | Irving | O'Reilly | L. E. Smith |
| W. S. Andrews | W. S. Clark | Jacobs | Palmer | Speaker |
| Babcock | Cook | Jones | Pitts | Starr |
| Balcom | Daily | Juliland | Place | Sullard |
| Bennet | Davis | Keady | Quinn | Sumner |
| Bentley | Dayton | Kiernan | Raber | Tarbox |
| Bergen | Decker | Kinney | Ranney | Topliff |
| Bigelow | Eaton | La Bau | Ray | Trainer |
| Bradstreet | J. L. Flagg | Lefler | A. Richardson | Underwood |
| Bristol | F. H. Flagge | Little | S. Richardson | Weed |
| Brush | Furman | Madden | Rider | Wellington |
| Burhans | Gifford | Mallison | Riley | Wells |
| D. Burns | Gleason | Matthewson | Root | Wiley |
| Button | Halsey | McKiever | Sargent | F. H. Woods |
| Cameron | Hartman | Murphy | Sherman | Younglove |
| Campbell | Hasbrouck | | | |

Those who voted in the negative, were

A. H. Andrew Penfield

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. J. L. Flagg,

Resolved, That the bill entitled "An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church," now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | Nicholson | L. E. Smith |
| Allis | W. S. Clark | Hubbard | Palmer | Speaker |
| A. H. Andrew | Cook | Jacobs | Pitts | Starr |
| W. S. Andrews | Cornwall | Jones | Place | Sullard |
| Babcock | Daily | Juliland | Pond | Tarbox |
| Balcom | Davis | Keady | Purdy | Topliff |
| Bennet | Decker | La Bau | Raber | Tower |
| Bentley | Eaton | Lasher | Ranney | Trainer |
| Bradstreet | J. L. Flagg | Lefler | Ray | Underwood |
| Bristol | F. H. Flagge | Lounsbery | S. Richardson | Weed |

| | | | | |
|---------|---------|------------|---------|------------|
| Brush | Frear | Mallison | Rider | Wellington |
| Burhans | Furman | Mann | Root | Wells |
| Button | Gleason | Matthewson | Sargent | A. I. Wood |
| Cameron | Halsey | McKiever | Selkreg | Younglove |
| Chapman | Hartman | Nelson | Skels | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to facilitate the construction of the New York and Albany railroad, and to authorize the issuing and guaranteeing of bonds," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 24 }
{ NOES 68 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|-----------|---------------|-----------------|
| Bentley | W. S. Clark | Hasbrouck | Ray | Tarbox |
| Burhans | Cook | Juliand | S. Richardson | Underwood |
| Button | Eaton | Nicholson | Sherman | Van Valkenb'rgh |
| Cameron | Furman | Parshall | L. E. Smith | Younglove |
| Chapman | Guigou | Place | Sumner | |

Those who voted in the negative, were

| | | | | |
|---------------|--------------|------------|-----------|-------------|
| Allis | Decker | Johnson | Murphy | Selkreg |
| A. H. Andrew | Farley | Jones | Nelson | Skels |
| W. S. Andrews | Flach | Keady | O'Reilley | Skillman |
| Bamler | F. H. Flagge | Kiernan | Palmer | C. L. Smith |
| Bennet | Frear | La Bau | Penfield | Speaker |
| Bristol | Galvin | Lasher | Pond | Sullard |
| Brush | Gifford | Little | Purdy | Torrey |
| D. Burps | Gleason | Loughran | Quinn | Trainer |
| Campbell | Halsey | Lounsbury | Raber | Weed |
| G. Clark | Hartman | Mallison | Rider | Wells |
| Clausen | Howard | Mann | Riley | Wiley |
| Cornwall | Humphrey | Matthewson | Root | Williams |
| Daily | Irving | McKiever | Sargent | A. I. Wood |
| Davis | Jacobs | Moran | | |

Mr. Campbell moved a reconsideration of the vote just taken.

Mr. Brush moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 25 }
{ NOES 56 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|-----------|---------------|-----------------|
| Balcom | Cameron | Juliand | Place | L. E. Smith |
| Bentley | W. S. Clark | Lounsbury | Ray | Sumner |
| Buel | Cook | Nelson | Reeve | Tower |
| Burhans | Furman | Nicholson | S. Richardson | Underwood |
| Button | Hasbrouck | Parshall | Sherman | Van Valkenb'rgh |

Those who voted in the negative, were

| | | | | |
|---------------|--------|----------|----------|----------|
| A. H. Andrew | Daily | Humphrey | Moran | Sargent |
| W. S. Andrews | Decker | Irving | Murphy | Selkreg |
| Bamler | Eaton | Johnson | Penfield | Speaker |
| Bennet | Farley | Jones | Pond | Stannard |

| | | | | |
|----------|--------------|------------|---------------|------------|
| Bergen | Flach | Keady | Purdy | Sullard |
| Brush | F. H. Flagge | Little | Quinn | Torrey |
| D. Burns | Frear | Loughran | Raber | Trainer |
| Campbell | Galvin | Mallison | A. Richardson | Wells |
| Chapman | Halsey | Mann | Rider | Wiley |
| G. Clark | Hartman | Matthewson | Riley | Williams |
| Clausen | Howard | McKiever | Root | A. I. Wood |
| Cornwall | | | | |

On motion of Mr. Nelson, at 5 o'clock and 30 minutes, the House took a recess until 7½ o'clock P. M.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

The Senate returned the bills entitled as follows:

"An act to amend an act entitled 'An act to incorporate the Central Park Savings Bank, in the city of New York,' passed April 19, 1867."

"An act to incorporate the Pawnners' Bank, of the city of New York."

"An act appointing Guy C. Humphrey, Samuel Nichols and Chauncey Lumm commissioners to drain into the Golden Hill creek certain low lands in the towns of Somerset and Hartland, in Niagara county, and to prevent the overflow of water in said towns, and on lands in the town of Yates, Orleans county."

"An act giving permission to the United States to remove a portion of the public work known as the Erie basin breakwater, in or near Buffalo harbor."

"An act to enable the electors of the town of Hamilton, Madison county, to vote by districts for town officers."

"An act creating the office of Metropolitan fire marshal, and prescribing its powers and duties."

"An act to authorize the construction of a bridge over Newtown creek, and the opening of Greenpoint avenue to Woodside, in the county of Queens."

"An act to incorporate the Owego Waterworks Company."

Ordered, That the Clerk deliver said bills to the Governor.

By unanimous consent, on motion of Mr. Buel,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to encourage and facilitate the construction of a railroad along the valley of the Upper Hudson into the wilderness in the northern part of this State, and the development of the resources thereof,' passed April 27, 1863, and for the relief of the Adirondack Company, formed under said act," be recommitted to the committee on railroads.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act in relation to Franklin avenue, in the town of West Farms, in the county of Westchester," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Purdy, said bill was recommitted to the committee, to report complete at any time.

Mr. Campbell, from the committee on roads and bridges, to which was referred the bill entitled "An act to repeal the charter of the Bellvale Turnpike Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Chapman,

Resolved, That the Senate bill entitled "An act to amend chapter 659 of the Laws of 1865, entitled 'An act in relation to the collection of taxes in the city of Utica,'" be recommitted to the committee on the judiciary, to report complete at any time.

By unanimous consent, on motion of Mr. Speaker,

Resolved, That the bill entitled "An act to incorporate the Eastside Association," be recommitted to the committee on the affairs of cities, to report complete at any time.

On motion of Mr. Place,

Resolved, That the bill entitled "An act to authorize the formation of independent hose companies in the city of Oswego," now ordered to its third reading, have its third reading to-morrow at 11 o'clock.

Mr. Lefler asked and obtained leave to have his name recorded as voting in the affirmative on the bill entitled "An act to facilitate the construction of the New York and Albany railroad, and to authorize the issuing and guaranteeing of bonds."

On motion of Mr. D. Burns,

Resolved, That the Senate bill entitled "An act to incorporate the Westside Savings Bank," be recommitted to the committee on banks, with power to report complete.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the Senate bill entitled "An act to provide for the completion of Third street, in the city of Brooklyn," be recommitted to the committee on the affairs of cities, with power to report complete at any time.

On motion of Mr. Mann,

Resolved, That the Senate bill entitled "An act legalizing the official acts of Martin R. Lefevre," be taken from the further consideration of the committee of the whole and ordered to a third reading.

On motion of Mr. Mann,

Resolved, That the Senate bill entitled "An act to incorporate the Northam Hydraulic Company," be taken from the further consideration of the committee of the whole and ordered to a third reading.

Mr. Ackert asked and obtained leave to have his name recorded in the negative on the bill entitled "An act to facilitate the construction of the New York and Albany railroad, and to authorize the issuing and guaranteeing of bonds."

Mr. Speaker announced the special order, being the consideration of the bills entitled as follows:

"An act to provide ways and means for the support of government."

"An act explanatory of chapter 194, Laws of 1867, entitled 'An act to provide for a convention to revise and amend the Constitution.'"

The House then resolved itself into a committee of the whole on said bills, and after some time spent therein, Mr. La Bau, from said committee, reported in favor of the passage of said first mentioned bill, which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. La Bau, from said committee, also reported progress on said last mentioned bill, and asked leave to sit again.

The question being on granting leave,

Mr. Brush moved to discharge the committee of the whole from the further consideration of said bill, and that the same be ordered engrossed and to a third reading, and on that motion moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Brush, and it was determined in the affirmative.

By unanimous consent, on motion of Mr. J. L. Flagg, the bill entitled "An act to provide ways and means for the support of government," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Chism | Hubbard | Moran | Root |
| W. S. Andrews | G. Clark | Irving | Murphy | Selkreg |
| Babcock | W. S. Clark | Jacobs | Nelson | Sherman |
| Balcom | Cook | Johnson | Nicholson | Skeels |
| Bamler | Cornwall | Jones | O'Reilly | Skillman |
| Bennet | Daily | Juliland | Parshall | L. E. Smith |
| Bentley | Davis | Kiernan | Pitts | Stannard |
| Bergen | Dayton | Kinney | Place | Sullard |
| Bigelow | Decker | La Bau | Prince | Topliff |
| Bradstreet | Farley | Lasher | Purdy | Tower |
| Bristol | J. L. Flagg | Lefler | Quinn | Weed |
| Brush | F. H. Flagg | Loughran | Raber | Wellington |
| Burhans | Frear | Lounsbury | Ranney | Wells |
| D. Burns | Galvin | Mallison | Ray | Williams |
| Button | Gleason | Mann | A. Richardson | F. H. Woods |
| Cameron | Guigou | McKiever | S. Richardson | Younglove |
| Chapman | Hartman | Miller | Riley | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Jacobs moved that the rules be suspended, and that the House now go into a committee of the whole on the Senate bill entitled "An act to authorize the construction of a railroad in avenue C, and other streets and avenues in the city of New York."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The House then resolved itself into a committee of the whole on said bill, and after some time spent therein, Mr. Pitts, from said committee, reported in favor of the passage of the same; which report was agreed to, and said bill ordered to a third reading.

Mr. Jacobs moved that said bill now have its reading.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 6 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|----------|--------|-------------|
| A. H. Andrew | G. Clark | Humphrey | Miller | Skillman |
| W. S. Andrews | W. S. Clark | Irving | Moran | C. L. Smith |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Balcom | Clausen | Jacobs | Murphy | L. E. Smith |
| Bamler | Cook | Johnson | Nicholson | Speaker |
| Bennet | Daily | Jones | O'Reilley | Staunard |
| Bentley | Dayton | Keady | Parshall | Starr |
| Bergen | Decker | Kiernan | Penfield | Sullard |
| Bradstreet | Flach | Kinney | Pond | Topliff |
| Bristol | J. L. Flagg | Lasher | Purdy | Torrey |
| Brush | F. H. Flagge | Lefler | Quinn | Tower |
| Buel | Galvin | Loughran | Raber | Trainer |
| D. Burns | Gleason | Lounsbury | Ray | Underwood |
| Button | Halsey | Madden | A. Richardson | Weed |
| Cameron | Hartman | Mallison | S. Richardson | Wells |
| Campbell | Hasbrouck | Mann | Riley | Wiley |
| Chapman | Howard | Matthewson | Sargent | F. H. Woods |
| Chism | Hubbard | McKiever | Sherman | |

Those who voted in the negative, were

| | | | | |
|----------|--------|---------|--------|-----------|
| Bigelow | La Bau | Selkreg | Tarbox | Younglove |
| Cornwall | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. O'Reilley moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Keady moved that the House do now go into committee of the whole on the bill entitled "An act to authorize the transportation of passengers in the city of New York, by means of street railways to be constructed through certain streets and avenues therein."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Pitts moved that the bill entitled "An act to authorize the Metropolitan Transit Company to construct certain railroads in the city of New York." be now considered in committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act to authorize the establishment of a line of coaches and vehicles in and through the Central park of the city of New York," was being read a third time, when, on motion of Mr. Hartman, said bill was recommitted to the committee on the judiciary, with instructions to strike out the enacting clause.

Mr. Lounsbury moved that the bill entitled "An act explanatory of chapter 194 of the Laws of 1867, entitled 'An act to provide for a convention to revise and amend the Constitution,'" be now read a third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was being read, when Mr. W. S. Clark moved to recommit the same to the committee on the judiciary, with instructions to make the following amendment:

Amend so as to provide for the payment of all moneys due the publishers of the *Argus* and *Journal*, for publication of the debates of the Convention.

Debate was had thereon, when

Mr. Jacobs moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to recommit, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 27 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Clausen | Jones | Place | Speaker |
| A. H. Andrew | Daily | Juliland | Pond | Stannard |
| W. S. Andrews | Davis | Kiernan | Prince | Sullard |
| Babcock | Dayton | Kinney | Quinn | Summer |
| Balcom | Decker | La Bau | Raber | Tarbox |
| Bennet | Eaton | Lasher | Ranney | Topliff |
| Bentley | Farley | Lefler | Ray | Torrey |
| Bergen | Flach | Little | S. Richardson | Tower |
| Bigelow | J. L. Flag | Lounsbury | Rider | Trainer |
| Bradstreet | F. H. Flagge | Mann | Root | Underwood |
| Bristol | Frear | Matthewson | Sargent | Weed |
| Brush | Gleason | Murphy | Selkreg | Wells |
| Buel | Hartman | Nelson | Sherman | A. I. Wood |
| Button | Hubbard | Nicholson | Skillman | F. H. Woods |
| Cameron | Irving | Parshall | C. L. Smith | Younglove |
| Campbell | Jacobs | Pitts | L. E. Smith | |

Those who voted in the negative, were

| | | | | |
|----------|-------------|----------|---------------|-----------------|
| Bamler | W. S. Clark | Loughran | Moran | Riley |
| Burhans | Cornwall | Madden | O'Reilly | Skeels |
| D. Burns | Halsey | Mallison | Penfield | Starr |
| Chapman | Hasbrouck | McKiever | Purdy | Van Valkenburgh |
| Chism | Howard | Miller | A. Richardson | Williams |
| G. Clark | Johnson | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to release the title of the people of the State of New York to certain lands in the town of Gates, county of Monroe, to Joanna Redman."

"An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish,' passed May 13, 1867."

"An act to authorize the Canal Commissioners to construct a bridge over the Chenango canal, in the village of Greene, Chenango county, and to change the location of the present bridge."

"An act to repeal chapter 270 of the Laws of 1867, entitled 'An act to amend an act entitled An act to amend the Revised Statutes in relation to laying out public roads, and the alteration thereof, in the towns of North Castle, Bedford and Lewisborough, in the county of Westchester,' passed April 12, 1859."

"An act for the relief of the Co-operative Iron Founders' Association of West Troy, and to provide for the exemption of shares of capital stock thereof from levy and sale by execution, or other legal process."

"An act supplementary to an act passed April 19, 1867, to provide for rebuilding a bridge in the town of Lorraine, Jefferson county, and for raising money by tax for that purpose upon the town of Lorraine, in said county."

"An act to amend an act entitled 'An act to authorize Edwin C. Bowen to establish and maintain a ferry across the Cayuga lake, at Union Springs,' passed April 23, 1867."

"An act to confer jurisdiction on the Canal Board to adjudicate the claim of O. P. Root, on section 142, Erie canal."

"An act to prevent cruelty to children."

"An act to incorporate the Williamsburgh Sharpshooters' Society of the city of Brooklyn."

"An act to amend an act entitled 'An act to incorporate the Mutual Savings Bank of Brooklyn,' passed April 24, 1867."

"An act to authorize the board of town officers to appoint an additional justice of the peace in the town of Albion, Oswego county."

"An act for the relief of the Central Plankroad Company, situated in the county of Oswego."

"An act to legalize the acts and proceedings of Abraham Davids, as justice of the peace of the town of Parish, county of Oswego."

"An act to enable the village of Mexico, in Oswego county, to raise money for certain purposes."

"An act to change the corporate name of the First Congregational Society of Augusta and Gorham, to the First Congregational Church and Society of Rushville."

"An act to incorporate the Mutual Protection Hook, Ladder and Bucket Company, No. 1, of Hicksville, in the town of Oyster Bay, Queens county."

"An act to provide for laying out, opening and grading a public road or highway in the town of Flushing, Queens county."

"An act in relation to the water front of the port of New York."

"An act to incorporate the Exempt Hose Company of the city of Auburn."

"An act to amend an act entitled 'An act to encourage and promote education in the village of Corning,' passed April 13, 1859."

"An act to provide for laying out permanent lines of streets, avenues and public places in the town of Flatbush, in the county of Kings."

"An act to regulate the rates of toll on the road and bridge of the Williamsburgh and Bushwich North Road Turnpike and Bridge Company."

"An act for the relief of Henry Bradley and Thomas McGuire, jr."

"An act to provide for taxing dogs, and for the collection of such tax, and to create a fund to pay for injuries upon sheep occasioned by dogs, in the county of Columbia."

"An act empowering judges and justices of courts in the city of New York, to take acknowledgments of deeds and other instruments for records."

"An act to provide for paving in the city of Brooklyn, Schermerhorn street, from Clinton street to Flatbush avenue, Lafayette avenue, from Flatbush to Bedford avenue, Gates avenue, from Fulton to Bedford avenue, with the improved Belgian, or any other improved pavement."

"An act to confirm certain resolutions of the common council of the city of Syracuse, passed March 30, 1868."

"An act to incorporate the Rhinebeck Gas Company."

"An act authorizing the supervisors of the several counties in the Second Judicial district, not including the county of Kings, to appropriate and pay compensation to justices of the Supreme Court, and to stenographers for said court."

"An act to authorize the construction of an iron bridge, with abut-

ments and suitable approaches, over the Ohio canal, at Fulton street, in the city of Buffalo."

"An act authorizing the appraisal and payment of canal damages to Patrick Buckley and Rhody Carey, caused by the water of Champlain canal, in the town of Fort Edward, Washington county.

"An act to amend chapter 250 of the Laws of 1863, entitled 'An act to incorporate Empire Hook and Ladder Company No. 1, of Upper Nyack,' passed April 29, 1863."

"An act to incorporate the Bushwick Savings Bank of the city of Brooklyn."

"An act to authorize the construction of an iron bridge, with abutments and suitable approaches, over the Erie canal, at Georgia street, in the city of Buffalo."

"An act for the relief of Luke Noone."

"An act to legalize the acts of Daniel Hawks as justice of the peace of the town of Andes, county of Delaware."

"An act to empower Ulster Lodge No. 59, of the Independent Order of Odd Fellows' of the State of New York, in the village of Sangerties, and county of Ulster, to hold and convey real and personal estate, and constitute the same a corporation."

"An act to amend the certificate of incorporation of the New York Ophthalmic Hospital."

"An act to incorporate the New Amsterdam Savings Bank, of the city of New York."

"An act to incorporate the New York Dramatic Union, of the city of New York."

The Senate bill entitled "An act to incorporate the Cartmen's Protective Union, of the city and county of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-----------|------------|---------------|-----------------|
| Ackert | Daily | Jones | Parshall | C. L. Smith |
| Balcom | Davis | Julian | Place | L. E. Smith |
| Bamler | Dayton | Keady | Pond | Speaker |
| Bentley | Decker | Kiernan | Prince | Stannard |
| Bergen | Eaton | Kinney | Purdy | Starr |
| Bigelow | Farley | La Bau | Quinn | Stevens |
| Bradstreet | Flach | Lasher | Raber | Sullard |
| Buel | Frear | Lefler | Ranney | Sumner |
| Burhans | Gleason | Little | S. Richardson | Torrey |
| Button | Guigon | Loaghran | Rider | Tower |
| Cameron | Halsey | Lounsbury | Riley | Trainer |
| Campbell | Hartman | Matthewson | Root | Underwood |
| Chapman | Hasbrouck | McKiever | Sargent | Van Valkenburgh |
| G. Clark | Hubbard | Miller | Selkreg | Williams |
| W. S. Clark | Humphrey | Nicholson | Sherman | F. H. Woods |
| Cornwall | Johnson | O'Reilly | Skillman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. A. I. Wood, at 9 o'clock and 15 minutes, the House adjourned.

WEDNESDAY, APRIL 22, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Fenton.

The minutes of yesterday were read and approved.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to incorporate the Cossackie Savings Institution," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to release the interest of the State in certain real estate, of which George Pollock, late of Union county, New Jersey, died seized, and situate in the State of New York, to Thomas Watt, of Cambridge, Washington county, New York," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. J. L. Flagg, said bill was ordered to a third reading.

"An act to close Eleventh street, in the city of Brooklyn, and to construct a canal in the place thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to regulate the use of certain docks in the city of Albany," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to amend an act entitled 'An act to provide for building a bridge over Chambers' creek, in the towns of Newburgh and New Windsor, in the county of Orange, and for making free the present toll bridge over Murderer's creek, in the town of New Windsor,' passed April 1, 1868," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act to incorporate the Prospect Park Savings Bank, Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

The Senate returned the bill entitled as follows:

"An act to authorize the building of a bridge between Brutus, Mentz and Conquest, in the county of Cayuga."

Ordered, That the Clerk deliver said bill to the Governor.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act to amend section 8 of chapter 463 of the Laws of 1853, in relation to corporations in the city of New York, in relation to life and health insurance companies."

"An act to provide for the widening of West street, in the city of New York, on the westerly side thereof, from Battery place to Hammond street."

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill entitled "An act to incorporate the village

of Gouverneur, in the county of St. Lawrence, and to repeal the present charter," with a message informing that they had passed the same, with the following amendments:

Strike out section 1, and insert in lieu thereof the following:

"Beginning at a stone bound, being the north-west corner of Milton Barney's lot, and on the north line of Israel Austin's farm, and where the same is cut by the easterly line of the road, and running thence along the north line of said Austin's farm north 78 degrees, 22 minutes, east 20 chains, 50 links, to a stone bound; thence south 79 degrees, east 37 chains, 40 links, to a stone bound in the Rock Island road; thence south $71\frac{1}{2}$ degrees, east 25 chains, 7 links, to a stone bound; thence south 88 degrees, east 19 chains, 29 links, to a long stone set in the ground; thence south $26\frac{1}{2}$ degrees, east 12 chains, 11 links, to the north-west line of the Rome, Watertown and Ogdensburgh railroad, a long stone set in the ground; thence south 7 degrees, east 5 chains 8 links to the north-west corner of Joseph Hopkin's farm to a stone bound; thence along the line of said farm south $26\frac{1}{2}$ degrees, east 36 chains, 73 links, to a stone bound; thence south $63\frac{1}{2}$ degrees, west 19 chains, to a stone bound; thence south $54\frac{1}{2}$ degrees, west 7 chains, 90 links, to a stone bound, being the south-east corner of J. M. Spencer's Averell lot; thence along the line of said lot south $63\frac{1}{2}$ degrees, west 8 chains, 20 links, to a stone bound in the Pooler road; thence along the north bounds of said Pooler road south $63\frac{1}{2}$ degrees, west 39 chains, 80 links, to the intersection thereof with the Fowler road on the east side of the river; thence south 45 degrees, west 6 chains, across the Oswegatchie river to the south-east corner of the cemetery lot, and the corner of Peter Van Buren's farm; thence along the line of said Van Buren's farm south $64\frac{1}{2}$ degrees, west 60 chains, 87 links, to the south-west corner of Mrs. Wilson's grove lot, to a stone bound; thence north 23 degrees, west 18 chains, 66 links, to the south bounds of the Rome, Watertown and Ogdensburgh railroad, to a stone bound; thence along said railroad south 55 degrees, west 2 chains, 64 links, to a cedar stake and stones; thence along the line of William McKean's and James C. Read's lands north $26\frac{1}{2}$ degrees, west 8 chains 17 links, to the main street to a stone bound; thence south 50 degrees, west 1 chain 63 links, to the corner of H. D. Smith's farm, a stone bound; thence north $24\frac{1}{2}$ degrees, west 31 chains, to a stone pillar set in the margin of the Oswegatchie river; thence up said river south 67 degrees, west 9 chains, to a stone pillar set in the margin of said river, being directly opposite the south-east corner of James Maddock's farm; thence north 3 degrees, west along the line of said Maddock's farm 50 chains, to a stone corner; thence north 78 degrees, east 25 chains, 60 links, to a stone corner, being the north-west corner of a lot formerly owned by Milton Barney; thence north 67 degrees, east 19 chains, 91 links, to the place of beginning, shall constitute the village of Gouverneur, and the inhabitants residing therein are hereby declared to be a body politic and municipal corporation, and shall hereafter be known in law by the corporate name of "Gouverneur village," and by such shall have perpetual succession, and may sue and be sued, complain and defend in any court of law or equity; may take, hold, purchase and convey real estate and personal property as the purposes of such corporation may require, and may adopt and use a common seal, and alter the same at pleasure, and may exercise and shall possess all such other powers not inconsistent with the laws of this State, or shall be necessary to execute and carry into effect the powers conferred on said village by this act."

Section 19, line 3, strike out the word "where," and insert the words

"in cases where," and strike out the word "can," and insert the word "could."

Page 9, subdivision 7, line 2, strike out the word "greens," and insert the word "grounds."

Page 11, subdivision 20, strike out all after the word "village" in line 2.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Juliard | Purdy | Starr |
| Allis | G. Clark | Keady | Quinn | Stevens |
| A. H. Andrew | Clausen | Kinney | Raber | Stewart |
| W. S. Andrews | Cornwall | Lasher | Ray | Sullard |
| Babcock | Daily | Lefler | A. Richardson | Sumner |
| Balcom | Dayton | Little | S. Richardson | Tarbox |
| Bemus | Eaton | Madden | Riley | Topliff |
| Bennet | Flach | Mallison | Rogers | Torrey |
| Bentley | J. L. Flagg | Matthewson | Root | Tower |
| Bergen | Frear | Miller | Sargent | Trainer |
| Bristol | Gleason | Nelson | Selkreg | Underwood |
| Brush | Guigon | Nicholson | Sherman | Wellington |
| Burhans | Halsey | O'Reilly | Skeels | Wendover |
| D. Burns | Hasbrouck | Palmer | Skillman | Williams |
| Button | Hubbard | Pitts | L. E. Smith | F. H. Woods |
| Cameron | Humphrey | Pond | Speaker | Younglove |
| Campbell | Irving | Prince | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act appointing commissioners to investigate the cost and expenditures of building a bridge across the Sacandaga river, at Northville, in the town of Northampton, and to provide for the payment of any balance thereof unpaid by said town of Northampton," with a message informing that they had passed the same, with the following amendment:

Section 1, line 1, strike out the word "John," before the word "Covell," and insert in lieu thereof the word "Joseph."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|-------------|
| Ackert | Chism | Hasbrouck | Nelson | Skeels |
| Allis | G. Clark | Hubbard | Nicholson | Skillman |
| A. H. Andrew | W. S. Clark | Irving | O'Reilly | C. L. Smith |
| W. S. Andrews | Cook | Jacobs | Parshall | L. E. Smith |
| Babcock | Cornwall | Jones | Penfield | Starr |
| Balcom | Daily | Juliard | Place | Stewart |
| Bennet | Dayton | Keady | Pond | Sullard |
| Bentley | Decker | Kinney | Prince | Tarbox |
| Bergen | Eaton | La Bau | Purdy | Topliff |

| | | | | |
|------------|-------------|------------|---------------|-------------|
| Bradstreet | Flach | Lefler | Raber | Torrey |
| Bristol | J. L. Flagg | Little | Ranney | Underwood |
| Brush | Frear | Madden | Ray | Weed |
| Burhans | Furman | Mallison | A. Richardson | Wellington |
| D. Burns | Galvin | Mann | S. Richardson | Wendover |
| Button | Gleason | Matthewson | Riley | A. I. Wood |
| Cameron | Guigou | McKiever | Root | F. H. Woods |
| Campbell | Halsey | Miller | Selkreg | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act relating to the care and custody of children committed to the house provided by the city of Rochester for the reception of idle and truant children," with a message informing that they had passed the same, with the following amendment:

Add to the end of section 1 the words following: "And the managers, in proper cases made, shall have power, and it shall be their duty, to discharge truant children committed to said institution."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Ackert | Clausen | Humphrey | Parshall | L. E. Smith |
| Allis | Cornwall | Irving | Pitts | Speaker |
| A. H. Andrew | Daily | Jones | Place | Starr |
| Babcock | Davis | Juliland | Prince | Stewart |
| Balcom | Dayton | Keady | Purdy | Sullard |
| Bennet | Decker | Kinney | Raber | Topliff |
| Bentley | Eaton | La Bau | Ranney | Torrey |
| Bergen | Flach | Lefler | Ray | Tower |
| Bradstreet | J. L. Flagg | Lounsbury | A. Richardson | Trainer |
| Bristol | Frear | Madden | S. Richardson | Underwood |
| Buel | Galvin | Mallison | Riley | Wellington |
| Button | Gleason | Mann | Root | Wells |
| Cameron | Guigou | McKiever | Sargent | Williams |
| Chism | Halsey | Miller | Selkreg | A. I. Wood |
| G. Clark | Hartman | Nelson | Sherman | F. H. Woods |
| W. S. Clark | Hubbard | Nicholson | Skeels | Younglove |

Those who voted in the negative, were

D. Burns Campbell

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to release to John Woolard the estate, right, title and interest of the people of the State of New York of, in and to a certain piece of land situate in the city of Rochester, of which Ralph M. Crysler died seized," with a message informing that they had passed the same, with the following amendments:

Section 1, line 11, engrossed bill, strike out the words "the lands hereby intended to be conveyed is," and insert in lieu thereof the word "being." Line 13, strike out the letter "t" in the word "chestnut."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the

same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Humphrey | Nicholson | Skeels |
| Allis | W. S. Clark | Irving | O'Reilly | Skillman |
| A. H. Andrew | Clausen | Jacobs | Parshall | L. E. Smith |
| Babcock | Cornwall | Jones | Pitts | Speaker |
| Balcom | Daily | Juliland | Place | Stannard |
| Bamler | Dayton | Keady | Pond | Starr |
| Bennet | Decker | Kiernan | Prince | Stewart |
| Bergen | Eaton | Lefler | Raber | Sullard |
| Bigelow | Flach | Little | Ranney | Topliff |
| Bradstreet | J. L. Flagge | Lounsbury | Ray | Torrey |
| Bristol | F. H. Flagge | Madden | A. Richardson | Tower |
| Brush | Frear | Mallison | S. Richardson | Underwood |
| D. Burns | Galvin | Mann | Rider | Weed |
| Button | Gleason | Matthewson | Riley | Wellington |
| Cameron | Guigou | McKiever | Root | Wells |
| Campbell | Halsey | Miller | Sargent | A. J. Wood |
| Chapman | Hartman | Murphy | Selkreg | F. H. Woods |
| Chism | Hubbard | Nelson | Sherman | |

Those who voted in the negative, were

Kinney Quinn

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to amend an act entitled 'An act to authorize the city of Buffalo to borrow money and to subscribe to the capital stock of the Buffalo and Washington Railway Company,' passed April 4, 1868," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Flach, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------------|
| Ackert | Chism | Hasbrouck | Miller | Selkreg |
| Allis | G. Clark | Hubbard | Murphy | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | Nelson | Skeels |
| Babcock | Cook | Irving | Nicholson | Skillman |
| Balcom | Cornwall | Jacobs | Parshall | L. E. Smith |
| Bamler | Daily | Jones | Penfield | Stannard |
| Bennet | Davis | Juliland | Pitts | Stewart |
| Bentley | Dayton | Keady | Pond | Sullard |
| Bigelow | Decker | Kiernan | Prince | Sumner |
| Bradstreet | Eaton | Lasher | Quinn | Tarbox |
| Bristol | Flach | Lefler | Raber | Topliff |
| Brush | J. L. Flagge | Loughran | Ranney | Tower |
| Buel | F. H. Flagge | Lounsbury | Ray | Underwood |
| D. Burns | Frear | Madden | A. Richardson | Van Valkenburgh |
| Button | Galvin | Mallison | S. Richardson | Wellington |

| | | | | |
|----------|---------|------------|---------|-------------|
| Cameron | Gleason | Mann | Rider | Wiley |
| Campbell | Halsey | Matthewson | Riley | A. I. Wood |
| Chapman | Hartman | McKiever | Sargent | F. H. Woods |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act releasing all the right, title and interest of the people of the State of New York to and in certain lands in the town of Bushwick, county of Kings, formerly lying in the East river," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Jacobs, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 93 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|---------------|------------|---------------|-----------------|
| Ackert | Chapman | Humphrey | Nelson | Sherman |
| Allis | Chism | Irving | Nicholson | Skeels |
| A. H. Andrew | G. Clark | Jacobs | O'Reilly | L. E. Smith |
| W. S. Andrews | W. S. Clark | Jones | Parshall | Speaker |
| Babcock | Clausen | Juliland | Penfield | Stannard |
| Balcom | Cook | Keady | Pitts | Starr |
| Bamler | Cornwall | Kiernan | Place | Stewart |
| Bennet | Dayton | Kinney | Pond | Sullard |
| Bentley | Eaton | Lasher | Prince | Sumner |
| Bigelow | Farley | Lefler | Quinn | Topliff |
| Bradstreet | Flach | Little | Ranney | Torrey |
| Bristol | J. L. Flag | Lounsbury | Ray | Underwood |
| Brush | F. H. Flagges | Madden | A. Richardson | Van Valkenburgh |
| Buel | Frear | Mallison | S. Richardson | Weed |
| Burbans | Gifford | Mann | Rider | Wellington |
| D. Burns | Gleason | Matthewson | Riley | Wells |
| Button | Halsey | McKiever | Root | A. I. Wood |
| Cameron | Hartman | Miller | Selkreg | Younglove |
| Campbell | Hasbrouck | Murphy | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. F. H. Woods called up for consideration the following report of the committee on privileges and elections, being the special order for the day:

APRIL 15, 1868.

Your committee directed the contestant and sitting member respectively to file and serve allegations, in which the points at issue were definitely settled; and being attended by the parties and their counsel, proceeded to take testimony upon the points presented, which testimony was mostly confined to the proceedings of the board of county canvassers, as to the votes given at the poll of the Fourth ward of the city of Newburgh. And, on the part of the contestant, it was proved that the board of county canvassers of the county of Orange, upon proofs by affidavits of the falsity of the certificates, excluded from the canvass made by them the votes returned by the inspectors for such Fourth ward for member of Assembly, and certified the vote of the whole Assembly district at two thousand nine hundred and sixty-three (2,963) votes for William C. H. Sherman, and two thousand nine hundred and forty-two (2,942) for George K. Smith.

The certificate thus rejected by the board of county canvassers stated that William C. H. Sherman received two hundred and thirteen votes, and that George K. Smith received three hundred and twenty-four votes in the Fourth ward of the city of Newburgh. And it was claimed by the contestant that the votes thus certified ought to have been counted by the county canvassers, which would have given to the contestant a majority of ninety votes in the Assembly district.

The contestant further claimed that the county canvassers having erred in excluding these votes, it was the duty of your committee to receive no further evidence, but to report that the contestant was entitled to his seat.

Your committee, after mature deliberation, decided that it ought not to close the investigation at this stage; that whether the board of county canvassers was right or wrong in its decision was not the question referred to your committee, but that the question to be reported upon was, which candidate was actually elected; and that that question could only be decided by taking testimony, for the purpose of ascertaining how many votes were actually taken and canvassed for each candidate at the poll of the Fourth ward of the city of Newburgh. That was the question put in issue between the parties, and the one upon which alone the right to the seat was to be determined. All the evidence offered on both sides was accordingly taken, for the purpose of proving what took place at the counting and canvassing of the votes. It was proved that after the poll had been closed the inspectors, aided by the clerks, proceeded to count the votes, beginning with the State ticket, taking next the judiciary, and last the votes for member of Assembly. Each counted the portion of ballots allotted to him, and gave the result of his count to John W. Little, one of the clerks, who footed the whole on his tally sheet and announced the several results to the board in their presence, and in the hearing of bystanders in an adjoining room. Such announcement showed 267 votes for Mr. Sherman and 263 votes for Mr. Smith. (Testimony of Little, page 50). And the same result, as to Assemblyman, was afterwards stated by Mr. Wiltsie, one of the inspectors. Surprise having been expressed at the result, Mr. Booth, another inspector, suggested that the ballots should be counted again, but Mr. Wiltsie said there was no necessity for counting the ballots again, for Mr. Sherman had four majority (page 51). That Mr. Little went through the figures two or three times, with the help of Mr. Wiltsie and Mr. Thorn, also an inspector, looking over his shoulder, and that the result was found to be accurate and entered upon the tally sheet; that the tally sheet contained the names of all the candidates, with the number of votes opposite each name (page 51).

That these numbers, viz: 267 for Mr. Sherman, and 263 for Mr. Smith, were the numbers actually ascertained and entered upon the tally sheet, is placed beyond controversy by the fact that at the time of the completion of the tally sheet, Mr. Little copied from it, and upon a complete set of the straight tickets, all the results, placing the number of votes received by each candidate opposite his name. These tickets he had carefully preserved, and he produced them before the committee (pages 52, 68 $\frac{1}{2}$), and they are annexed to this report (page 78).

That 267 votes were counted and announced for Mr. Sherman, and 263 votes for Mr. Smith, is also proved by Mr. Thorne, an inspector (page 33), and by Mr. Hearne (page 42), who got these figures from Mr. Wiltsie after the canvass and before the certificate was made out, and sent them to the headquarters of one of the political parties (pages 42

and 43), and by Mr. Chrissey, one of the clerks of the election (pages 60 and 61.) It is also proved by different witnesses, that after the result was ascertained, it was announced by those engaged in the canvass that Mr. Sherman was "four ahead," or had "four majority" (pages 33, 43, 51, 60, 61). In the face of all this testimony, it appears that in the certificate which was made out and signed by the inspectors, it was stated that Mr. Smith received 324 votes, and Mr. Sherman 213 votes, and the mistake, if it was such, occurred in the following manner: Mr. Little commenced filling up the certificate; but, before proceeding far with it, left the room, after handing his tally sheet to Mr. Wiltsie. Thereupon, Mr. Booth proceeded to fill up the certificate, Mr. Wiltsie calling off the numbers for that purpose from the tally sheet. It seems Mr. Wiltsie called off 324 votes as having been given for Mr. Smith, and 213 votes for Mr. Sherman. After the certificate was filled up it was signed by all the inspectors. Mr. Thorne says he was engaged in conversation with Mr. Chrissey at the time, and did not hear the result called off by Mr. Wiltsie for member of Assembly, and that he would not have signed the certificate if he had not supposed the numbers inserted were 267 and 263 (page 33).

It is true, Mr. Booth and Mr. Wiltsie both swear to having seen the tally sheet at the time the results were furnished by the latter to the former for the purpose of being entered in the certificate, and that they think they were correctly called off. But this weighs but little against the very clear and unanswerable evidence of the other witnesses, and of the copy of the tally sheet itself. It is most charitable to suppose that the figures they saw, and which Mr. Wiltsie called off, were those belonging to other candidates; for it is a singular fact, if not a controlling one on this point, that it happens that 324 votes were, as appears by the copy of the tally sheet, given for David J. Gedney, the Republican candidate for county judge, and 213 votes were given for Lewis Little, a democratic candidate for coroner, and it may have happened that in the haste of referring to the tally sheet the wrong numbers were seen and called off (page 78).

That the numbers actually called by Mr. Wiltsie and inserted by Mr. Booth in the certificate, were not those belonging to the candidates for member of Assembly, seems to your committee to be established by Wiltsie himself, who, though with reluctance previously manifested, testified, on page 18 of the evidence, as follows:

"Allow me to correct myself. I do remember hearing Mr. Little say that Sherman had *four majority*, or was *four ahead*; whether it was four majority or four ahead, I don't know, but I know that was said." And he testified, on page 22, that this was said at the close of the computation of the vote for Assembly. This expression can be reconciled only with the figures stated by Mr. Little, which showed Mr. Sherman had four more votes than Mr. Smith. It was applicable to no comparison with any other candidate.

The Democratic candidate for Secretary of State had two hundred and eighteen votes. The Republican candidate for that office had three hundred and thirty-one votes. If Mr. Sherman had two hundred and sixty-seven votes, he had, therefore, forty-nine votes more than the former, and sixty-four less than the later (page 78.) That Mr. Sherman ran ahead of his ticket is in proof (page 56), and it was shown that sixteen Republicans had made affidavit that they voted for him (page 57); yet, the number of votes given to him by the certificate, as filled up by Mr. Booth, was the lowest of all the nineteen Democratic candidates voted for at that poll, except two (page 78). In every aspect

in which your committee have been able to view the evidence, the conclusion seems irresistible that the number of votes for the respective candidates were two hundred and sixty-seven and two hundred and sixty-three, and not the number stated in the certificate signed by the inspectors.

Neither Mr. Wiltsie nor Mr. Booth profess to have any knowledge on the subject of the number of votes taken, except what is derived from the tally sheet, and inasmuch as the witnesses on both sides refer to the tally sheet as furnishing the true figures, and the only question is as to what these figures were, there is a natural desire to find the tally sheet, that it may speak for itself. But it is shown by the evidence, that the tally sheet, as well as the Assembly ballots, were taken in charge by Mr. Wiltsie, and were by him destroyed about ten o'clock in the forenoon of the next day (pages 20 and 21).

Thus, by no agency of Mr. Sherman's friends, but by the act of the same person who furnished the figures to Mr. Booth to insert in the certificate, and who is now called as the chief witness against him, was the best evidence for correcting the error destroyed.

It seems to your committee fortunate for the ascertainment of truth, that a copy had been kept by Mr. Little.

At a late stage of the session, the contestant asked your committee to adjourn to Newburgh and examine the persons who had voted at the election, for the purpose of proving for whom their votes were cast.

After careful consideration your committee came to the conclusion, that such testimony, judging from some of that description already taken (page 31), would be of a far less satisfactory character than that relative to the counting of the ballots. The fact that many voters do not look at the inside of the folded ballot stands in the way of giving positive evidence as to the persons voted for, and the impossibility of finding all the voters in the city district, when the population is undergoing a constant change, would present another obstacle in the way, by no means inconsiderable, and your committee do not believe that the evidence of the voters proposed to be taken, could in any event outweigh the very clear and satisfactory evidence of the tally sheet as to the number of votes actually taken and canvassed.

Your committee conclude, therefore, that, in addition to the votes allowed by the board of county canvassers, Mr. Sherman received in the Fourth ward of the city of Newburgh 267 votes, Mr. Smith received 263 votes, and that in the first Assembly district of the county of Orange William C. H. Sherman received, for the office of member of Assembly, three thousand two hundred and thirty (3,230) votes, and that Geo. K. Smith received, for the same office, three thousand two hundred and five, (3,205) votes, and that accordingly William C. H. Sherman was duly, and by a majority of twenty-five votes, elected a member of Assembly for said district.

Dated ALBANY, April 15, 1868.

F. H. WOODS,
J. A. SUMNER,
JOHN B. MADDEN,
JAMES LOUGHRAN.

Mr. Pitts, from the minority of said committee, submitted the following report:

To the Assembly:

The undersigned, of the committee on privileges and elections, in the case of George K. Smith, Esq., contesting the seat of Hon. William

Sherman, of the First Assembly district of the county of Orange, respectfully dissents from the report of a majority of the committee.

It will be remembered that the contestant filed his petition claiming the seat now held by the sitting member at an early day in the session, alleging, among other reasons, that the board of county canvassers had arbitrarily rejected the entire vote of one of the election districts in said Assembly district, thereby unjustly and illegally depriving him of his seat.

The counsel for the contestant raised the question before the committee, that the board of supervisors had no authority to reject the vote of such district, and the committee adjourned to consider and decide such question. The undersigned carefully examined the law and decisions of the courts bearing upon such question, and came to the conclusion that the certificate of election was wrongfully and illegally awarded to Mr. Sherman, and that the board of county canvassers had no authority to reject the vote of any election district when the returns were regular and valid upon their face.

In this case the said canvassers met, and upon one day allowed the vote of such district, and the next day rejected the same, thereby electing Mr. Sherman in place of Mr. Smith. There is no doubt, as a question of law and justice, Mr. Smith was entitled to the seat in this House, and Mr. Sherman should have been the contestant. The committee never decided this question, but evaded its decision, and directed that the hearing should proceed, and that Mr. Smith must prove his right to the seat by proof other than the returns and the evidence of the voters. The contestant proceeded and introduced a portion of his evidence, and was proceeding to prove that he was legally elected, by swearing the persons who cast their votes for him; and a majority of the committee refused to hear such testimony, and made an order reciting that the case should be confined to proof of what took place at the polls, but that they would not hear the evidence of the voters.

In the case of Clausen v. Van Brunt, the sitting member was deprived of his seat by evidence of the voters against the sworn officers who conducted the election; but in this case, the committee refused to hear the very same kind of evidence, upon which they had acted in unseating Mr. Van Brunt, who was a member of this House. In this action of the committee the undersigned could not concur, and its direct effect was to deprive the contestant of the right and privilege accorded to the meanest criminal in the most inferior court of justice—the right of proving his case, and having the proof considered.

Upon the proof received, limited as it was by the action of the committee, I do not see how it can be found, as a question of fact, that Mr. Sherman was elected.

Two of the inspectors, who are reputable business men, testify positively that Mr. Smith received a majority in the Fourth ward of the city of Newburgh, that being the election district in question; and the other inspector, who was a coarse, vulgar man, and whose evidence was interlarded with oaths and violent language, attempts to swear that Mr. Sherman received the majority. This last imposter, named Thorn, is not entitled to any credit, and I affirm that no intelligent jury would believe him for a moment; and from his manner of testifying, would at once set him down as an unreliable and unworthy man. The remainder of the evidence is about evenly balanced. By every principle of law, the inspectors should be sustained, unless positive proof is introduced showing them guilty of fraud or a mistake. It is extremely dangerous

to set aside the election returns upon outside evidence against the sworn testimony of the inspectors.

The evidence in this case satisfies me that Mr. Smith was legally elected, and is entitled to his seat; and he has a reasonable right to complain at the action of the committee in refusing to hear his proof. The precedent established in this House by this committee in the case of Mr. Van Brunt, justifies him in believing his case was to be heard; and when you add to this the positive order of the committee, that he must swear the voters, it forces the conviction upon a candid mind that Mr. Smith has been unfairly treated. I had hoped for the dignity and honor of this House that this case would be decided upon the law and the evidence, but the report of the majority of the committee satisfies me that it is to be disposed of upon partizan grounds. I therefore recommend the adoption of the following resolution:

Resolved, That George K. Smith, Esq., was duly elected member of Assembly from the First Assembly district of the county of Orange, at the last general election, and is entitled to the seat now held by Hon. William C. H. Sherman upon this floor.

All of which is respectfully submitted.

APRIL 22, 1868.

EDMUND L. PITTS.

Mr. Pitts moved to substitute the report of the minority for that of the majority.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said majority report, and it was determined in the affirmative.

{ AYES 65 }
{ NOES 44 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|-----------|------------|-----------------|
| Ackert | Dayton | Hubbard | Matthewson | Riley |
| Bamler | Decker | Humphrey | McKiever | Skeels |
| Bentley | Flach | Irving | Miller | Skillman |
| Bradstreet | J. L. Flag | Jacobs | Moran | C. L. Smith |
| Buel | F. H. Flagge | Johnson | Murphy | Speaker |
| D. Burns | Frear | Jones | Nelson | Starr |
| P. Burns | Furman | Keady | O'Reilley | Stevens |
| Button | Galvin | Kiernan | Penfield | Sumner |
| Campbell | Guigon | Lefler | Prince | Tower |
| Chism | Halsey | Loughran | Purdy | Trainer |
| W. S. Clark | Hartman | Lounsbury | Quinn | Van Valkenburgh |
| Clausen | Hasbrouck | Madden | Raber | Wiley |
| Cornwall | Howard | Mallison | Reeve | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|--------------|---------|---------------|-------------|------------|
| Allis | Eaton | Nicholson | Rider | Topliff |
| A. H. Andrew | Farley | Parshall | Root | Torrey |
| Babcock | Gifford | Pitts | Sargent | Underwood |
| Balcom | Gleason | Place | Selkreg | Weed |
| Bennet | Juland | Pond | L. E. Smith | Wellington |
| Cameron | Kinney | Ranney | Stannard | Wells |
| G. Clark | La Bau | Ray | Stewart | A. I. Wood |
| Dally | Lasher | A. Richardson | Sullard | Younglove |
| Davis | Mann | S. Richardson | Tarbox | |

When the name of Mr. Brush was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Mr. Lounsbury, from the committee on the judiciary, submitted the following report:

To the Assembly:

The committee on the judiciary, to which was referred the following resolution:

"Resolved, That the committee on the judiciary be instructed to inquire and report to this House whether the clause in the Constitution, relating to the *per diem* allowance of members of the Legislature, article 3, section 6, which provides that 'such pay shall not exceed in the aggregate three hundred dollars for *per diem* allowance, except in proceedings for impeachment,' entitles members of the present Legislature to any compensation beyond the said limit of three hundred dollars, in consequence of the impeachment proceedings now pending, and how far those pending proceedings may affect the right to adjourn *sine die* at any time," reports:

That members of the Legislature are not entitled to compensation beyond the constitutional limitation of three hundred dollars, except for actual services in impeachment proceedings, and that the members of the Legislature not having participated in impeachment proceedings since the expiration of the one hundred days of the present session, they are not entitled to extra compensation beyond three hundred dollars.

That it is not anticipated that there is any general disposition on the part of members that the Legislature should remain in session during the trial set down for the third Tuesday of May, before the court.

That the impeachment proceedings now pending do not affect the right of the Legislature to adjourn *sine die* at any time.

ALBANY, May 22, 1868.

The bill entitled "An act to authorize the formation of independent hose companies in the city of Oswego," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Campbell | Hasbrouck | Miller | Sargent |
| Allis | Chism | Hubbard | Nelson | Selkreg |
| A. H. Andrew | G. Clark | Humphrey | Nicholson | Skillman |
| Babcock | W. S. Clark | Jacobs | O'Reilly | L. E. Smith |
| Balcom | Cornwall | Jones | Parshall | Stannard |
| Bennet | Daily | Juland | Place | Sullard |
| Bentley | Davis | Keady | Pond | Tarbox |
| Bergen | Dayton | Kinney | Prince | Topliff |
| Bradstreet | Decker | La Bau | Raber | Torrey |
| Brush | Flach | Lounsbury | Ranney | Underwood |
| Buel | F. H. Flagge | Madden | A. Richardson | Weed |
| D. Burns | Frear | Mallison | S. Richardson | Wellington |
| P. Burns | Gifford | Mann | Rider | Wiley |
| Button | Gleason | Matthewson | Riley | A. I. Wood |
| Cameron | Halsey | McKiever | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act to amend chapter 365, Laws of 1862, entitled 'An act to authorize the discharge of mortgages of record in certain cases,'" with power to report complete at any time, reported

the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Dayton, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|----------------|
| Ackert | Clausen | Hubbard | Miller | Root |
| Allis | Cook | Humphrey | Murphy | Selkreg. |
| A. H. Andrew | Cornwall | Jacobs | Nelson | Sherman |
| Babcock | Daily | Johnson | Palmer | Skillman |
| Balcom | Davis | Jones | Parshall | L. E. Smith |
| Bamler | Dayton | Juliland | Penfield | Stannard |
| Bennet | Eaton | Keady | Pitts | Starr |
| Bergen | Farley | Kiernan | Pond | Sulhard |
| Bradstreet | J. L. Flagg | La Bau | Prince | Sumner |
| Bristol | F. H. Flagge | Lasher | Purdy | Tarbox |
| Burhans | Frear | Lefler | Quinn | Topliff |
| D. Burns | Furman | Little | Ranney | Underwood |
| Button | Gifford | Lounsbury | Ray | Van Valkenb'rg |
| Campbell | Gleason | Madden | A. Richardson | Wellington |
| Chapman | Halsey | Mallison | S. Richardson | Wells |
| Chism | Hartman | Matthewson | Rider | Wiley |
| G. Clark | Hasbrouck | McKiever | Riley | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Prince, from the committee on railroads, to which was recommitted the bill entitled "An act to authorize the town of Southampton, in the county of Suffolk, to issue bonds to aid in the construction of a railroad from Sag Harbor, to connect either with the Southside railroad or the Long Island railroad," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act for the further protection of females employed in the city of New York,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act to amend an act in relation to the courts of oyer and terminer and courts of sessions, held in and for the county of Albany," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the Senate bill entitled "An act to amend section 1, chapter 182, Laws of 1846, in relation to the recording of wills," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act in relation to the storage and keeping of combustible material in the city of New York, and imposing

certain powers and duties upon the authorities authorized to enforce the same," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to amend an act to authorize the county judges of the several counties of this State, to appoint a crier of the courts of record, to be held in and for said counties, being chapter 588 of the Laws of 1866,'" with power to report complete, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act to enable the directors of the Mutual Insurance Company of New Scotland, Albany county, to insure on the cash system, and to increase their risks," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the Senate bill entitled "An act to amend chapter 659 of the Laws of 1865, entitled 'An act in relation to the collection of taxes in the city of Utica,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the Senate bill entitled "An act to amend an act entitled 'An act concerning the proof of wills, executors, administrators, guardians and wards, and surrogates' courts,' passed May 16, 1837," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the Senate bill entitled "An act for the suppression of the trade in, and circulation of obscene literature, illustrations, advertisements and articles of indecent or immoral use, and obscene advertisements of patent medicines," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

Mr. Selkreg moved that said bill be read a third time at 12½ o'clock to-day.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the Senate bill entitled "An act in relation to writs of prohibition," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Jones, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to amend the act entitled 'An act to improve the Gowanus canal, in the city of Brooklyn,' passed April 14, 1866," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

Mr. Nelson, from the committee on State prisons, to which was referred the Senate bill entitled "An act to authorize the purchasing and applying of disinfectants for use in prisons," with power to report complete

at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Penfield, from the committee on insurance companies, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend the act for the incorporation of insurance companies,' passed April 19, 1867," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to close Eleventh street, in the city of Brooklyn, and to construct a canal in the place thereof," with power to report complete at any time, reported the same complete, with an amendment; which report was agreed to, and said bill ordered to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act in relation to Franklin avenue, in the town of West Farms, in the county of Westchester," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to authorize the town of Shawangunk, Ulster county, to borrow money to rebuild bridges," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act for the relief of James L. Howard," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | Clausen | Hartman | Miller | Skillman |
| Allis | Cornwall | Hasbrouck | Murphy | L. E. Smith |
| A. H. Andrew | Daily | Howard | Nelson | Speaker |
| W. S. Andrews | Davis | Hubbard | Nicholson | Stannard |
| Balcom | Dayton | Humphrey | Parshall | Sullard |
| Bamler | Eaton | Jacobs | Pond | Tarbox |
| Bennet | Farley | Jones | Prince | Topliff |
| Bigelow | Flach | Juland | Purdy | Torrey |
| Bradstreet | J. L. Flagg | La Bau | Ranney | Tower |
| Bristol | F. H. Flagg | Lefler | Ray | Trainer |
| Brush | Frear | Loughran | Reeve | Van Valkenburgh |
| D. Burns | Furman | Madden | A. Richardson | Weed |
| Cameron | Gifford | Mallison | Rider | Wellington |
| Campbell | Gleason | Mann | Rogers | Wells |
| Chapman | Gaugon | Matthewson | Root | Williams |
| W. S. Clark | Halsey | McKiever | Sherman | Younglove |

For the negative,

G. Clark

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act fixing the compensation of the coroners of the city and county of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hartman | Miller | Selkreg |
| Allis | G. Clark | Hasbrouck | Moran | Sherman |
| W. S. Andrews | W. S. Clark | Hubbard | Murphy | Skillman |
| Babcock | Clausen | Humphrey | Nelson | C. L. Smith |
| Balcom | Cornwall | Jacobs | Parshall | L. E. Smith |
| Bamler | Daily | Johnson | Penfield | Speaker |
| Bennet | Davis | Jones | Place | Stewart |
| Bentley | Dayton | Juliland | Pond | Sullard |
| Bigelow | Eaton | Keady | Prince | Topliff |
| Bradstreet | Flach | Kinney | Quinn | Torrey |
| Brush | J. L. Flag | La Bau | Raber | Tower |
| Buel | F. H. Flagge | Lasher | Ranney | Trainer |
| D. Burns | Frear | Lefler | Ray | Underwood |
| P. Burns | Galvin | Mallison | S. Richardson | Weed |
| Button | Gifford | Mann | Riley | Wells |
| Cameron | Gleason | Matthewson | Rogers | F. H. Woods |
| Campbell | Halsey | McKiever | Root | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act for the suppression of the trade in, and circulation of, obscure literature, illustrations, advertisements and articles of indecent or immoral use, and obscene advertisements of patent medicines," being announced for a third reading,

Mr. Selkreg moved the previous question on the third reading thereof.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Cameron | Hartman | Nelson | Skillman |
| Allis | Chapman | Hasbrouck | Nicholson | L. E. Smith |
| A. H. Andrew | G. Clark | Howard | Parshall | Speaker |
| W. S. Andrews | W. S. Clark | Humphrey | Pitts | Stannard |
| Babcock | Clausen | Irving | Place | Tarbox |
| Balcom | Cornwall | Juliland | Pond | Topliff |
| Bamler | Daily | Kiernan | Ranney | Torrey |
| Bennet | Davis | Kinney | Ray | Tower |
| Bentley | Eaton | La Bau | A. Richardson | Underwood |
| Bergen | Farley | Lasher | S. Richardson | Weed |
| Bigelow | J. L. Flag | Lefler | Rider | Wellington |
| Bradstreet | Frear | Little | Riley | Wells |
| Bristol | Furman | Loughran | Rogers | Williams |
| Brush | Gifford | Lounsbury | Root | A. I. Wood |
| Buel | Gleason | Mann | Selkreg | F. H. Woods |
| Burhans | Guilgou | Matthewson | Sherman | Younglove |
| D. Burns | Halsey | | | |

Those who voted in the negative, were

McKiever Murphy

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to change the number of Accord Lodge No. 421, Independent Order of Odd Fellows, incorporated under chapter 852, Laws of 1867, to Accord Lodge No. 160," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|-----------|---------------|------------|
| Ackert | Cameron | Furman | Mann | Selkreg |
| Allis | Campbell | Gifford | Matthewson | Sherman |
| A. H. Andrew | Chism | Gleason | Miller | Speaker |
| W. S. Andrews | G. Clark | Guigon | Moran | Starr |
| Babcock | W. S. Clark | Halsey | Parshall | Stevens |
| Balcom | Clausen | Hasbrouck | Penfield | Tarbox |
| Bennet | Cook | Hubbard | Pitts | Topliff |
| Bentley | Cornwall | Humphrey | Place | Torrey |
| Bergen | Davis | Jacobs | Prince | Tower |
| Bradstreet | Dayton | Julland | Ranney | Trainer |
| Bristol | Eaton | Keady | Ray | Weed |
| Brush | Flach | Kinney | A. Richardson | Wellington |
| Burhans | J. L. Flagge | Lefler | S. Richardson | Wells |
| D. Burns | F. H. Flagge | Lounsbury | Rider | Wendover |
| Button | Frear | Mallison | Riley | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to legalize the proceedings of the trustees and assessors of the village of Albion, in reference to widening Canal street," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hubbard | Nelson | Root |
| Allis | G. Clark | Humphrey | Nicholson | Selkreg |
| A. H. Andrew | W. S. Clark | Jacobs | O'Reilley | Sherman |
| W. S. Andrews | Cornwall | Jones | Parshall | L. E. Smith |
| Babcock | Daily | Julland | Penfield | Speaker |
| Balcom | Davis | Keady | Pitts | Sullard |
| Bennet | Dayton | Kinney | Place | Sumner |
| Bentley | Eaton | La Bau | Pond | Tarbox |
| Bergen | Flach | Lefler | Prince | Topliff |
| Bigelow | J. L. Flagge | Mudden | Raber | Torrey |
| Bradstreet | F. H. Flagge | Mallison | Ranney | Underwood |
| Bristol | Frear | Mann | Ray | Van Valkenburgh |
| Brush | Furman | Matthewson | A. Richardson | Weed |
| D. Burns | Gleason | McKiever | S. Richardson | Wellington |
| P. Burns | Guigon | Miller | Riley | Wells |
| Cameron | Hartman | Murphy | Rogers | Younglove |
| Chapman | Hasbrouck | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to aid in the construction of the New York and Oswego Midland railroad," was being read a third time, when, on motion of Mr. Starr, the same was laid on the table.

The bill entitled "An act authorizing the appraisal and payment of canal damages to Patrick Buckley and Rhody Carey, caused by the water of Champlain canal, in the town of Fort Edward, Washington county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 7 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Clausen | Halsey | Mann | L. E. Smith |
| A. H. Andrew | Cornwall | Hartman | McKiever | Stannard |
| W. S. Andrews | Daily | Hasbrouck | Miller | Starr |
| Babcock | Dayton | Hubbard | Nicholson | Sumner |
| Balcom | Decker | Humphrey | O'Reilley | Topliff |
| Bamler | Eaton | Jacobs | Parshall | Torrey |
| Bennet | Farley | Johnson | Place | Tower |
| Bentley | Flach | Jones | Ranney | Underwood |
| Bergen | J. L. Flagg | Juliland | Ray | Van Valkenburgh |
| Bradstreet | F. H. Flagge | Keady | Reeve | Wellington |
| Brush | Frear | Kinney | A. Richardson | Wells |
| Buel | Furman | La Bau | Rider | Wendover |
| D. Burns | Galvin | Lasher | Riley | Williams |
| P. Burns | Gifford | Laffer | Rogers | F. H. Woods |
| Cameron | Gleason | Loughran | Root | Younglove |
| Chapman | Guigon | Mallison | Skillman | |

Those who voted in the negative, were

| | | | | |
|-------------|---------------|---------|---------|--------|
| G. Clark | Matthewson | Selkreg | Sullard | Tarbox |
| W. S. Clark | S. Richardson | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act in relation to police commissioners and police officers in the village of Cold Spring, Putnam county,' passed March 21, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|------------|----------|
| Ackert | Chapman | Halsey | Matthewson | Rogers |
| Allis | G. Clark | Hartman | McKiever | Sargent |
| A. H. Andrew | W. S. Clark | Howard | Miller | Selkreg |
| W. S. Andrews | Cornwall | Hubbard | Nelson | Sherman |
| Babcock | Daily | Humphrey | O'Reilley | Speaker |
| Balcom | Davis | Irving | Parshall | Stannard |
| Bennet | Dayton | Jacobs | Penfield | Starr |
| Bentley | Decker | Jones | Place | Sullard |
| Bradstreet | Eaton | Juliland | Pond | Tarbox |
| Bristol | Farley | Keady | Prince | Topliff |
| Brush | Flach | Kinney | Raber | Torrey |
| Burhans | J. L. Flagg | La Bau | Ranney | Tower |

| | | | | |
|----------|--------------|----------|---------------|-----------------|
| D. Burns | F. H. Flagge | Lefler | Ray | Underwood |
| P. Burns | Frear | Loughran | A. Richardson | Van Valkenb'rgb |
| Button | Gifford | Madden | S. Richardson | Wells |
| Cameron | Gleason | Mallison | Riley | A. I. Wood |
| Campbell | Guigou | Mann | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release the title of the people of the State of New York to certain lands in the town of Gates, county of Monroe, to Joanna Redman," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES. 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Campbell | Gleason | Matthewson | Riley |
| Allis | Chapman | Guigou | McKiever | Root |
| A. H. Andrew | Chism | Halsey | Miller | Selkreg |
| W. S. Andrews | G. Clark | Hasbrouck | Murphy | Skillman |
| Babcock | W. S. Clark | Howard | Nelson | L. E. Smith |
| Balcom | Cook | Hubbard | Nicholson | Speaker |
| Bamler | Cornwall | Humphrey | Parshall | Stannard |
| Bennet | Daily | Irving | Pentfield | Starr |
| Bentley | Davis | Jacobs | Prince | Stewart |
| Bergen | Dayton | Jones | Purdy | Sumner |
| Bigelow | Decker | Juland | Quinn | Topliff |
| Bradstreet | Eaton | Kiernan | Raber | Torrey |
| Bristol | Flach | Kinney | Ranney | Underwood |
| Brush | J. L. Flagge | La Bau | Ray | Van Valkenb'rgb |
| Buel | F. H. Flagge | Lefler | Reeve | Weed |
| D. Burns | Frear | Lounsbery | A. Richardson | Wellington |
| P. Burns | Furman | Madden | S. Richardson | Wells |
| Button | Galvin | Mallison | Rider | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Weed,

Resolved, That the Attorney General be requested to ascertain and report to this House forthwith whether the several railroads in this State have complied with the provisions of chapter 483, Laws of 1867, passed April 22, which required all passenger cars to be provided with suitable platforms or aprons, to prevent injury and loss of life.

The bill entitled "An act for the relief of Luke Noon," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 56 }
{ NOES 29 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|-----------|-----------|-------------|
| Ackert | D. Burns | Halsey | Loughran | Prince |
| A. H. Andrew | Button | Hartman | Madden | Quinn |
| W. S. Andrews | Campbell | Hasbrouck | Mann | Rider |
| Balcom | Clausen | Jacobs | McKiever | Rogers |
| Bamler | Daily | Johnson | Miller | Sherman |
| Bennet | Dayton | Jones | Nelson | Skillman |
| Bentley | Decker | Juland | Nicholson | C. L. Smith |

| | | | | |
|------------|-------------|---------|-----------|-----------|
| Bergen | Eaton | Kiernan | O'Reilley | Stannard |
| Bradstreet | J. L. Flagg | La Bau | Parshall | Starr |
| Bristol | Frear | Lasher | Pitts | Underwood |
| Brush | Guigon | Leffler | Pond | Wiley |
| Buel | | | | |

Those who voted in the negative, were

| | | | | |
|-------------|------------|---------------|---------|------------|
| Allis | Gifford | Ray | Speaker | Wellington |
| Babcock | Gleason | Reeve | Stevens | Wells |
| W. S. Clark | Mallison | S. Richardson | Sullard | Williams |
| Cornwall | Matthewson | Root | Tarbox | A. I. Wood |
| Davis | Purdy | Selkreg | Topliff | Younglove |
| Farley | Raber | L. E. Smith | Weed | |

The Senate bill entitled "An act for the relief of the city of Rochester," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 23 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Davis | Johnson | Place | C. L. Smith |
| Allis | Dayton | Jones | Pond | L. E. Smith |
| W. S. Andrews | Decker | Juliland | Prince | Speaker |
| Babcock | Eaton | Keady | Quinn | Stannard |
| Balcom | Farley | Kiernan | Raber | Starr |
| Bennet | J. L. Flagg | Lasher | A. Richardson | Sumner |
| Bergen | F. H. Flagge | Leffler | Rider | Topliff |
| Bradstreet | Frear | Loughran | Riley | Tower |
| Bristol | Furman | Madden | Rogers | Trainer |
| Brush | Galvin | Mann | Root | Underwood |
| Buel | Halsey | McKiever | Sargent | Van Valkenb'rgh |
| Button | Hasbrouck | Murphy | Selkreg | A. I. Wood |
| Chapman | Howard | O'Reilley | Sherman | F. H. Woods |
| Chism | Humphrey | Pitts | Skeels | Younglove |
| W. S. Clark | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|------------|---------------|----------|
| A. H. Andrew | G. Clark | Gleason | Moran | Skillman |
| Bentley | Clausen | Guigon | Nicholson | Sullard |
| Burhans | Cornwall | Hartman | Penfield | Weed |
| Cameron | Daily | Jacobs | S. Richardson | Williams |
| Campbell | Gifford | Matthewson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to vest certain real estate belonging to the State, in the town of Marlborough, Ulster county, and to establish a public highway," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|----------|-------------|
| Ackert | G. Clark | Irving | Penfield | L. E. Smith |
| Allis | W. S. Clark | Jacobs | Pitts | Speaker |
| A. H. Andrew | Cornwall | Juliland | Place | Stannard |
| W. S. Andrews | Daily | Kiernan | Pond | Stevens |

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Babcock | Davis | Kinney | Purdy | Stewart |
| Balcom | Decker | La Bau | Quinn | Sullard |
| Bamler | Eaton | Lefler | Raber | Tarbox |
| Bennet | Farley | Lounsbury | Ranney | Topliff |
| Bentley | J. L. Flagge | Madden | Ray | Torrey |
| Bergen | F. H. Flagge | Mallison | A. Richardson | Tower |
| Bradstreet | Frear | Mann | S. Richardson | Trainer |
| Bristol | Gifford | Matthewson | Rider | Underwood |
| Brush | Gleason | Miller | Riley | Van Valkenburgh |
| Burhans | Guigou | Murphy | Root | Wellington |
| D. Burns | Halsey | Nelson | Selkreg | Wells |
| Button | Hartman | Nicholson | Sherman | A. I. Wood |
| Cameron | Hasbrouck | Palmer | Skeels | F. H. Woods |
| Campbell | Hubbard | Parshall | C. L. Smith | Younglove |
| Chism | Humphrey | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 250 of the Laws of 1863, entitled 'An act to incorporate Empire Hook and Ladder Company No. 1, of Upper Nyack,' passed April 29, 1863," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|------------|-------------|
| Ackert | Campbell | Galvin | Mallison | Skeels |
| Allis | Chapman | Gleason | Matthewson | L. E. Smith |
| W. S. Andrews | G. Clark | Guigou | McKiever | Speaker |
| Babcock | W. S. Clark | Hartman | Miller | Sullard |
| Balcom | Cornwall | Hasbrouck | Palmer | Tarbox |
| Bennet | Daily | Humphrey | Penfield | Topliff |
| Bentley | Davis | Irving | Pond | Trainer |
| Bigelow | Dayton | Jones | Purdy | Underwood |
| Bradstreet | Decker | Juliand | Quinn | Weed |
| Bristol | Flach | Keady | Ranney | Wellington |
| Brush | J. L. Flagge | Kinney | Ray | A. I. Wood |
| D. Burns | F. H. Flagge | La Bau | Rider | F. H. Woods |
| Button | Frear | Little | Root | Younglove |
| Cameron | Furman | Madden | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable the village of Mexico, in Oswego county, to raise money for certain purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|----------|---------------|-----------|
| Ackert | G. Clark | Hubbard | Place | Sullard |
| Allis | Cook | Humphrey | Pond | Sumner |
| A. H. Andrew | Cornwall | Jacobs | Prince | Tarbox |
| Babcock | Daily | Johnson | Raber | Topliff |
| Balcom | Dayton | Jones | Ranney | Torrey |
| Bamler | Decker | Juliand | Ray | Trainer |
| Bennet | Eaton | Kinney | A. Richardson | Underwood |

| | | | | |
|------------|--------------|-----------|---------------|----------------|
| Bergen | Flach | La Bau | S. Richardson | Van Valkenb'rg |
| Bradstreet | J. L. Flagg | Loughran | Rider | Weed |
| Bristol | F. H. Flagge | Mallison | Root | Wellington |
| Brush | Frear | McKiever | Sargent | Wendover |
| D. Burns | Gifford | Miller | Selkreg | Wiley |
| Button | Gleason | Murphy | Skeels | A. I. Wood |
| Cameron | Halsey | Nelson | C. L. Smith | F. H. Woods |
| Campbell | Hasbrouck | Nicholson | Speaker | Younglove |
| Chism | Howard | Parshall | Starr | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Rhinebeck Gas Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|----------------|
| Ackert | Clausen | Hubbard | Nicholson | Skeels |
| Allis | Cornwall | Irving | Parshall | L. E. Smith |
| W. S. Andrews | Daily | Jacobs | Penfield | Starr |
| Babcock | Davis | Jones | Pitts | Sullard |
| Balcom | Dayton | Juliland | Place | Tarbox |
| Bentley | Decker | Kiernan | Pond | Topliff |
| Bergen | Eaton | Kinney | Prince | Tower |
| Bradstreet | J. L. Flagg | Lasher | Ranney | Trainer |
| Bristol | Frear | Lefler | Ray | Van Valkenb'rg |
| Brush | Furman | Loughran | A. Richardson | Weed |
| D. Burns | Gifford | Mallison | Rider | Wellington |
| Cameron | Gleason | Matthewson | Riley | Wells |
| Campbell | Halsey | McKiever | Sargent | Williams |
| Chism | Hartman | Miller | Selkreg | F. H. Woods |
| W. S. Clark | Hasbrouck | Nelson | Sherman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Bushwick Savings Bank, of the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|----------------|
| Ackert | Chapman | Halsey | Matthewson | Selkreg |
| Allis | G. Clark | Hasbrouck | McKiever | Skeels |
| A. H. Andrew | W. S. Clark | Hubbard | Nelson | L. E. Smith |
| W. S. Andrews | Cornwall | Humphrey | Nicholson | Speaker |
| Babcock | Daily | Jones | O'Reilley | Stevens |
| Balcom | Davis | Juliland | Place | Sumner |
| Bentley | Decker | Keady | Pond | Tarbox |
| Bergen | Eaton | Kinney | Prince | Topliff |
| Bradstreet | Farley | La Bau | Raber | Tower |
| Bristol | Flach | Lefler | Ranney | Trainer |
| Brush | Frear | Lounsbury | Ray | Van Valkenb'rg |
| Burhans | Furman | Madden | A. Richardson | Weed |
| D. Burns | Gifford | Mallison | S. Richardson | Wellington |
| Cameron | Gleason | Mann | Rider | Younglove |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Allis offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to amend the charter of the city of Syracuse," have its third reading at 12½ o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The bill entitled "An act to amend an act entitled 'An act to incorporate the Mutual Savings Bank of Brooklyn,' passed April 24, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 60 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Allis | G. Clark | Guigou | Mann | Rider |
| A. H. Andrew | W. S. Clark | Halsey | McKiever | Riley |
| W. S. Andrews | Clausen | Hartman | Miller | Root |
| Babcock | Cornwall | Hasbrouck | Nelson | Sargent |
| Balcom | Davis | Howard | Nicholson | Selkreg |
| Bamler | Dayton | Hubbard | Palmer | Sherman |
| Bentley | Decker | Humphrey | Penfield | C. L. Smith |
| Bergen | Eaton | Irving | Pitts | Stannard |
| Bradstreet | Farley | Jacobs | Place | Starr |
| Bristol | Flach | Keady | Pond | Sullard |
| Brush | F. H. Flagge | Kinney | Prince | Tarbox |
| Buel | Frear | La Bau | Raber | Tower |
| Burhans | Furman | Little | Ranney | Trainer |
| Button | Galvin | Loughran | Reeve | Weed |
| Cameron | Gifford | Lounsbury | A. Richardson | Wiley |
| Chapman | Gleason | Mallison | S. Richardson | F. H. Woods |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the charter of the city of Syracuse," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|-------------|
| Ackert | Campbell | Guigou | Miller | Sherman |
| Allis | Chapman | Halsey | Nelson | Skeels |
| A. H. Andrew | Chism | Hartman | Nicholson | Skillman |
| W. S. Andrews | G. Clark | Hubbard | Penfield | L. E. Smith |
| Babcock | W. S. Clark | Humphrey | Pitts | Starr |
| Balcom | Cornwall | Irving | Place | Stevens |
| Bamler | Daily | Jones | Pond | Sullard |
| Bennet | Davis | Juliaud | Prince | Tarbox |
| Bentley | Dayton | Keady | Purdy | Topliff |
| Bigelow | Decker | Kinney | Raber | Tower |

| | | | | |
|------------|---------|------------|---------------|-------------|
| Bradstreet | Eaton | La Bau | Ranney | Trainer |
| Bristol | Flach | Lefler | Ray | Underwood |
| Brush | Frear | Madden | A. Richardson | Wellington |
| Buel | Furman | Mallison | S. Richardson | Wells |
| D. Burns | Gifford | Matthewson | Sargent | F. H. Woods |
| Button | Gleason | McKiever | Selkreg | Younglove |
| Cameron | | | | |

Those who voted in the negative, were

J. L. Flagg Galvin Speaker Wiley

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Kinney offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to authorize the Erie and New England Railroad Company to establish and maintain a steamboat ferry on the Hudson river, at some point between Stony Point and Fort Montgomery, on said river," have its third reading at one o'clock.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act relating to lands in the city of Brooklyn, devised by John Thursby, deceased," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Cook | Humphrey | Nicholson | Skeels |
| Allis | Cornwall | Irving | Parshall | Skillman |
| W. S. Andrews | Dally | Jones | Penfield | Speaker |
| Balcom | Davis | Juliland | Place | Starr |
| Bamler | Dayton | Keady | Pond | Stevens |
| Bennet | Decker | Kiernan | Prince | Sullard |
| Bentley | Farley | Kinney | Raber | Summer |
| Bradstreet | Flach | La Bau | Ranney | Tarbox |
| Bristol | J. L. Flagg | Lefler | Ray | Topliff |
| Brush | Frear | Lounsbury | A. Richardson | Torrey |
| Burhans | Furman | Madden | S. Richardson | Tower |
| D. Burns | Galvin | Mallison | Rider | Trainer |
| Cameron | Gleason | Mann | Riley | Weed |
| Campbell | Guigon | Matthewson | Root | Wellington |
| Chapman | Halsey | McKiever | Sargent | Wells |
| Chism | Hasbrouck | Miller | Selkreg | A. I. Wood |
| G. Clark | Howard | Murphy | Sherman | F. H. Woods |
| W. S. Clark | Hubbard | Nelson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Irving offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act the more effectually to prevent the liability of accidents to, and for the better information of, travelers upon railway passenger cars in the State of New York," have its third reading at 9 o'clock this evening.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

The bill entitled "An act to empower Ulster Lodge No. 59, of the Independent Order of Odd Fellows of the State of New York, in the village of Saugerties, and county of Ulster," to hold and convey real and personal estate, and constitute the same a corporation," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|------------|
| Ackert | G. Clark | Hartman | Nicholson | Sherman |
| Allis | W. S. Clark | Hasbrouck | O'Reilly | Speaker |
| A. H. Andrew | Cornwall | Howard | Parshall | Stannard |
| W. S. Andrews | Daily | Irving | Pitts | Starr |
| Babcock | Davis | Jacobs | Place | Sullard |
| Balcom | Dayton | Jones | Pond | Sumner |
| Bennet | Decker | Juliaud | Prince | Tarbox |
| Bentley | Eaton | Keady | Raber | Topliff |
| Bigelow | Farley | Kinney | Ranney | Torrey |
| Bradstreet | Flach | La Bau | Ray | Tower |
| Bristol | J. L. Flagge | Lefler | A. Richardson | Trainer |
| Brush | F. H. Flagge | Lounsbury | S. Richardson | Weed |
| D. Burns | Frear | Madden | Rider | Wellington |
| Button | Furman | Mallison | Riley | Wells |
| Cameron | Gifford | McKiever | Sargent | Williams |
| Campbell | Gleason | Miller | Selkreg | A. I. Wood |
| Chism | Halsey | Nelson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the construction of an iron bridge, with abutments and suitable approaches, over the Ohio canal at Fulton street, in the city of Buffalo," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chapman | Howard | Nelson | Sherman |
| Allis | Chism | Hubbard | Nicholson | Skeels |
| A. H. Andrew | G. Clark | Humphrey | Parshall | Skillman |
| W. S. Andrews | Cook | Irving | Penfield | L. E. Smith |
| Babcock | Cornwall | Jones | Pitts | Starr |
| Balcom | Davis | Juliaud | Place | Stevens |
| Bamler | Dayton | Keady | Pond | Sullard |
| Bennet | Decker | Kinney | Prince | Sumner |
| Bigelow | Flach | La Bau | Quinn | Tarbox |
| Bradstreet | J. L. Flagge | Lefler | Raber | Topliff |
| Bristol | F. H. Flagge | Lounsbury | Ranney | Tower |
| Brush | Frear | Madden | Ray | Van Valkenburgh |
| Buel | Gifford | Mallison | S. Richardson | Wellington |
| D. Burns | Gleason | Mann | Rider | Williams |
| P. Burns | Guigon | Matthewson | Riley | A. I. Wood |
| Button | Hartman | McKiever | Sargent | F. H. Woods |
| Cameron | Hasbrouck | Miller | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the construction of an iron bridge, with abutments and suitable approaches, over the Erie canal at Georgia street, in the city of Buffalo," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hasbrouck | Nelson | Sherman |
| Allis | G. Clark | Hubbard | Nicholson | Skeels |
| A. H. Andrew | W. S. Clark | Humphrey | O'Reilley | L. E. Smith |
| W. S. Andrews | Cornwall | Jacobs | Parshall | Starr |
| Babcock | Daily | Jones | Penfield | Sullard |
| Balcom | Davis | Juliland | Pitts | Sumner |
| Bamler | Dayton | Kiernan | Placo | Tarbox |
| Bennet | Decker | Kinney | Pond | Topliff |
| Bergen | Eaton | La Bau | Prince | Torrey |
| Bradstreet | Flach | Lefler | Ranney | Tower |
| Bristol | J. L. Flagge | Lounsbury | Ray | Trainer |
| Brush | F. H. Flagge | Madden | A. Richardson | Underwood |
| Burhans | Galvin | Mallison | S. Richardson | Wellington |
| D. Burns | Gifford | Mann | Rider | Wells |
| Button | Gleason | Matthewson | Riley | A. I. Wood |
| Cameron | Halsey | McKiever | Sargent | F. H. Woods |
| Campbell | Hartman | Miller | Selkreg | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Hartman moved that the House take a recess until 3½ o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill entitled "An act to provide for the organization and government of the police force of the city of Albany," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 70 }
{ NOES 38 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|------------|-----------------|
| Ackert | W. S. Clark | Hasbrouck | Matthewson | Sherman |
| W. S. Andrews | Clausen | Howard | McKiever | Skeels |
| Bamler | Cornwall | Hubbard | Miller | Skillman |
| Bentley | Dayton | Humphrey | Moran | C. L. Smith |
| Bergen | Decker | Irving | Murphy | Speaker |
| Bradstreet | Flach | Jacobs | Nelson | Starr |
| Buel | J. L. Flagge | Johnson | O'Reilley | Stevens |
| Burhans | F. H. Flagge | Jones | Penfield | Sumner |
| D. Burns | Frear | Keady | Prince | Tower |
| P. Burns | Furman | Kiernan | Purdy | Trainer |
| Button | Galvin | Lefler | Quinn | Van Valkenburgh |
| Campbell | Guigou | Loughran | Raber | Wiley |
| Chapman | Halsey | Madden | Riley | Williams |
| Chism | Hartman | Mallison | Rogers | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|--------------|-------|-----------|---------------|---------|
| Allis | Davis | Mann | S. Richardson | Tarbox |
| A. H. Andrew | Eaton | Nicholson | Rider | Topliff |

| | | | | |
|----------|---------|---------------|-------------|------------|
| Balcom | Farley | Parshall | Root | Underwood |
| Bennet | Gifford | Pitts | Sargent | Weed |
| Brush | Gleason | Place | Selkreg | Wells |
| Cameron | Juliard | Pond | L. E. Smith | A. I. Wood |
| G. Clark | La Bau | Ranney | Sullard | Younglove |
| Daily | Lasher | A. Richardson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Brush moved that the House continue its session until 2 o'clock p. m.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to confer jurisdiction on the Canal Board to adjudicate the claim of O. P. Root, on section 142, Erie canal," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|-----------|-----------------|
| Ackert | Chapman | Halsey | McKiever | A. Richardson |
| A. H. Andrew | Chism | Hartman | Miller | Rider |
| Balcom | G. Clark | Hasbrouck | Nelson | Sargent |
| Bamler | Cornwall | Humphrey | Nicholson | Skillman |
| Bennet | Daily | Irving | O'Reilly | Starr |
| Bentley | Davis | Jacobs | Penfield | Stevens |
| Bergen | Decker | Johnson | Pitts | Sullard |
| Bradstreet | Eaton | Jones | Place | Sumner |
| Bristol | Farley | Juliard | Pond | Topliff |
| Brush | Flach | Keady | Prince | Tower |
| Buel | J. L. Flag | Lasher | Purdy | Trainer |
| D. Burns | F. H. Flagge | Lefler | Quinn | Van Valkenburgh |
| P. Burns | Frear | Madden | Raber | Wiley |
| Button | Galvin | Mallison | Ranney | Williams |
| Cameron | Gleason | Matthewson | Ray | F. H. Woods |
| Campbell | | | | |

Those who voted in the negative, were

| | | | | |
|---------|---------------|---------|---------|--------|
| Gifford | S. Richardson | Selkreg | Speaker | Tarbox |
|---------|---------------|---------|---------|--------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Trainer offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act relative to emigrants and other passengers arriving at or departing from the port of New York," have its third reading at 1 o'clock and 30 minutes p. m.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Allis, the Senate bill entitled "An act to confirm certain resolutions of the common council of the city of Syracuse, passed April 30, 1868," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Parshall | Sherman |
| Allis | Cornwall | Irving | Penfield | Skeels |
| A. H. Andrew | Daily | Jacobs | Pitts | L. E. Smith |
| Babcock | Davis | Jones | Place | Speaker |
| Balcom | Decker | Juliland | Pond | Stannard |
| Bemis | Eaton | Keady | Prince | Starr |
| Bergen | Flach | Kiernan | Quinn | Sullard |
| Bradstreet | J. L. Flagg | La Bau | Raber | Tarbox |
| Bristol | F. H. Flagge | Lefler | Ranney | Topliff |
| P. Burns | Frear | Mallison | Ray | Tower |
| Button | Gifford | Mann | A. Richardson | Van Valkenburgh |
| Cameron | Guigon | Matthewson | S. Richardson | Wellington |
| Campbell | Halsey | McKiever | Rider | Wendover |
| Chapman | Hartman | Miller | Root | A. I. Wood |
| Chism | Hasbrouck | Murphy | Sargent | F. H. Woods |
| G. Clark | Howard | Nicholson | Selkreg | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend the certificate of incorporation of the New York Ophthalmic Hospital," was read a third time.

Mr. Speaker put the question whether the House would agree to the the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hasbrouck | Miller | Sherman |
| Allis | G. Clark | Howard | Murphy | Skillman |
| A. H. Andrew | W. S. Clark | Hubbard | Nicholson | L. E. Smith |
| W. S. Andrews | Cornwall | Humphrey | Parshall | Stevens |
| Balcom | Daily | Irving | Pitts | Sullard |
| Bamler | Davis | Jones | Place | Sumner |
| Bennet | Dayton | Juliland | Prince | Tarbox |
| Bergen | Decker | Keady | Raber | Topliff |
| Bradstreet | Eaton | Kiernan | Ranney | Torrey |
| Bristol | Flach | Kinney | Ray | Underwood |
| Brush | J. L. Flagg | La Bau | A. Richardson | Wellington |
| Burhans | F. H. Flagge | Lasher | S. Richardson | Wendover |
| D. Burns | Frear | Lounsbury | Rider | Wiley |
| P. Burns | Galvin | Mallison | Riley | A. I. Wood |
| Button | Gifford | Mann | Sargent | F. H. Woods |
| Cameron | Guigon | Matthewson | Selkreg | Younglove |
| Campbell | Halsey | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable more fully to develop certain agricultural lands in the county of Albany," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 8 }

Those who voted in the affirmative, were

| | | | | |
|--------|---------|---------|----------|--------|
| Ackert | Chapman | Howard | McKiever | Rogers |
| Allis | Chism | Hubbard | Miller | Root |

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| W. S. Andrews | G. Clark | Humphrey | Murphy | Sargent |
| Babcock | Cornwall | Irving | Nelson | Sherman |
| Balcom | Dayton | Jacobs | O'Reilly | Skeels |
| Bamler | Decker | Jones | Penfield | Skillman |
| Bennet | Flach | Juliland | Pitts | Starr |
| Bergen | J. L. Flagg | Keady | Pond | Sumner |
| Bradstreet | Frear | Kiernan | Prince | Topliff |
| Brush | Furman | La Bau | Purdy | Tower |
| Buel | Galvin | Lasher | Quinn | Trainer |
| D. Burns | Gifford | Lefler | Raber | Van Valkenb'rgh |
| P. Burns | Guigon | Loughran | Ray | Wiley |
| Button | Halsey | Mallison | A. Richardson | Williams |
| Cameron | Hasbrouck | Matthewson | Riley | F. H. Woods |
| Campbell | | | | |

Those who voted in the negative, were

| | | | | |
|-------------|-------|-------------|------------|-----------|
| W. S. Clark | Eaton | Selkreg | A. I. Wood | Younglove |
| Davis | Mann | L. E. Smith | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish, passed May 13, 1867,' passed January 24, 1868," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | G. Clark | Jacobs | Parshall | Skillman |
| Allis | W. S. Clark | Jones | Penfield | L. E. Smith |
| A. H. Andrew | Cornwall | Juliland | Pitts | Stannard |
| Babcock | Daily | Keady | Place | Starr |
| Balcom | Davis | Kinney | Pond | Sullard |
| Bamler | Dayton | La Bau | Prince | Tarbox |
| Bennet | Decker | Lasher | Purdy | Topliff |
| Bergen | Flach | Lefler | Quinn | Torrey |
| Bradstreet | F. H. Flagg | Madden | Ranney | Tower |
| Bristol | Frear | Mallison | Ray | Trainer |
| Brush | Galvin | Mann | A. Richardson | Underwood |
| Buel | Gleason | Matthewson | S. Richardson | Weed |
| D. Burns | Guigon | McKiever | Rider | Wellington |
| P. Burns | Hasbrouck | Miller | Riley | Wiley |
| Button | Hubbard | Murphy | Sargent | A. I. Wood |
| Cameron | Humphrey | Nelson | Selkreg | F. H. Woods |
| Campbell | Irving | Nicholson | Skeels | Younglove |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act in relation to the inspection of gaspipes used in steamboats and other vessels in the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 30 }
{ NOES 43 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|----------|---------------|-------------|
| Ackert | Bergen | Juliland | Ranney | L. E. Smith |
| Allis | Button | Kiernan | A. Richardson | Stannard |
| A. H. Andrew | Campbell | Lasher | S. Richardson | Sullard |
| Babcock | Chapman | Mann | Rider | Topliff |
| Balcom | Johnson | Murphy | Selkreg | F. H. Woods |
| Bennet | Jones | Pond | Sherman | Younglove |

Those who voted in the negative, were

| | | | | |
|------------|--------------|------------|-----------|-----------|
| Bentley | Decker | Jacobs | O'Reilley | Speaker |
| Bradstreet | Farley | Keady | Penfield | Starr |
| Brush | F. H. Flagge | Loughran | Purdy | Tarbox |
| D. Burns | Galvin | Mallison | Quinn | Tower |
| P. Burns | Guigon | Matthewson | Raber | Trainer |
| Cameron | Halsey | McKiever | Ray | Underwood |
| G. Clark | Hartman | Miller | Sargent | Wells |
| Clausen | Humphrey | Nelson | Skeels | Williams |
| Cornwall | Irving | Nicholson | | |

Mr. Brush moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 27 }
{ NOES 43 }

Those who voted in the affirmative, were

| | | | | |
|-------------|----------|---------------|---------------|-------------|
| Ackert | Gifford | Mann | S. Richardson | Sumner |
| Allis | Johnson | Murphy | Rider | Topliff |
| Balcom | Jones | Parshall | Riley | Trainer |
| Bennet | Juliland | Quinn | Selkreg | F. H. Woods |
| W. S. Clark | Kiernan | A. Richardson | Sherman | Younglove |
| Davis | Lasher | | | |

Those who voted in the negative, were

| | | | | |
|----------|--------------|------------|-----------|-----------------|
| Bamler | Daily | Halsey | McKiever | Ray |
| Bentley | Dayton | Hasbronck | Miller | Sargent |
| Brush | Decker | Howard | Nelson | Skillman |
| Burhans | Eaton | Hubbard | Nicholson | Speaker |
| D. Burns | Farley | Irving | Penfield | Underwood |
| Chapman | Flach | Keady | Purdy | Van Valkenb'rgh |
| G. Clark | F. H. Flagge | Loughran | Raber | Weed |
| Clausen | Galvin | Mallison | Ranney | A. I. Wood |
| Cornwall | Guigon | Matthewson | | |

The bill entitled "An act relative to immigrants and other passengers arriving at or departing from the port of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|-----------|------------|---------------|
| Ackert | G. Clark | Hasbrouck | Matthewson | S. Richardson |
| Allis | W. S. Clark | Howard | McKlever | Riley |
| Babcock | Clausen | Hubbard | Miller | Sherman |
| Balcom | Daily | Humphrey | Murphy | Skillman |
| Bamler | Davis | Irving | Nelson | Speaker |
| Bennet | Dayton | Jacobs | Nicholson | Stannard |
| Bradstreet | Decker | Johnson | O'Reilly | Starr |
| Brush | Eaton | Jones | Parshall | Sullard |
| Buel | Flach | Julian | Penfield | Samaer |
| Burhans | J. L. Flagge | Keady | Pond | Topliff |
| D. Burns | F. H. Flagge | Kiernan | Purdy | Tower |
| P. Burns | Frear | La Bau | Quinn | Trainer |
| Button | Galvin | Lounsbury | Raber | Williams |
| Cameron | Halsey | Madden | Ranney | F. H. Woods |
| Chapman | Hartman | Mallison | Ray | Younglove |
| Chism | | | | |

Those who voted in the negative, were

| | | | |
|---------|---------|--------|-----------|
| Bigelow | Selkreg | Tarbox | Underwood |
|---------|---------|--------|-----------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Brush moved that when the hour of 2 o'clock arrives, the House take a recess until 3½ o'clock.

Mr. D. Burns moved to insert "7½" in place of "3½."

Mr. Speaker put the question whether the House would agree to said motion of Mr. D. Burns, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Brush, and it was determined in the affirmative.

The bill entitled "An act for the relief of the Co-operative Iron Founders' Association, of West Troy, and to provide for the exemption of shares of capital stock thereof from levy and sale by execution or other legal process," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 70 }
{ NOES 12 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Irving | O'Reilly | Skillman |
| A. H. Andrew | Cornwall | Johnson | Parshall | Stannard |
| Babcock | Dayton | Jones | Place | Sullard |
| Bamler | Decker | Keady | Pond | Sumner |
| Bergen | J. L. Flagge | Kiernan | Prince | Topliff |
| Bigelow | F. H. Flagge | Lasher | Purdy | Tower |
| Buel | Frear | Loughran | Raber | Underwood |
| Burhans | Galvin | Madden | Ranney | Van Valkenburgh |
| D. Burns | Gaigow | Mallison | Ray | Weed |
| P. Burns | Halsey | Mann | A. Richardson | Wiley |
| Button | Hartman | Matthewson | Riley | Williams |
| Campbell | Howard | McKlever | Selkreg | A. I. Wood |
| Chapman | Hubbard | Miller | Sherman | F. H. Woods |
| Chism | Humphrey | Murphy | Skels | Younglove |

Those who voted in the negative, were

| | | | | |
|---------|---------|---------|----------|---------------|
| Balcom | Brush | Davis | Juliland | S. Richardson |
| Bennet | Cameron | Farley | Pitts | Root |
| Bentley | Daily | Gifford | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Pitts moved to reconsider the vote taken on the bill entitled "An act relative to the widening of Thompson street, New York city," and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the negative.

Mr. Pitts then withdrew the motion to reconsider.

The Senate bill entitled "An act to amend chapter 173, Laws of 1867, passed March 28, 1867, entitled 'An act to amend an act to provide for the erection of a town hall in the town of Jamaica, in the county of Queens,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Cameron | Halsey | Nicholson | Speaker |
| Allis | Campbell | Hartman | Parshall | Stannard |
| A. H. Andrew | Chapman | Hasbrouck | Place | Starr |
| W. S. Andrews | Chism | Hubbard | Prince | Sullard |
| Babcock | G. Clark | Humphrey | Purdy | Sumner |
| Balcom | W. S. Clark | Jacobs | Raber | Tarbox |
| Bamler | Cornwall | Juliland | Ray | Topliff |
| Bentley | Daily | Keady | A. Richardson | Tower |
| Bergen | Davis | Kiernan | S. Richardson | Trainer |
| Bigelow | Dayton | Lasher | Rider | Underwood |
| Bradstreet | Decker | Lefler | Root | Weed |
| Bristol | Eaton | Madden | Sargent | Wells |
| Brush | Flach | Mallison | Selkreg | Williams |
| Buel | J. L. Flagg | McKiever | Sherman | F. H. Woods |
| Burhans | Frear | Miller | Skillman | Younglove |
| D. Burns | Galvin | Nelson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The hour of 2 o'clock P. M. having arrived, the House took a recess until 8½ o'clock P. M.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

The bill entitled "An act to prevent cruelty to animals," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 60 }
{ NOES 14 }

Those who voted in the affirmative, were

| | | | | |
|----------|-------------|------------|---------------|-------------|
| Ackert | Cornwall | Jacobs | Nelson | L. E. Smith |
| Allis | Dayton | Johnson | Nicholson | Speaker |
| Babcock | Eaton | Kiernan | O'Reilly | Starr |
| Bergen | Flach | Kinney | Parshall | Sullard |
| Bigelow | J. L. Flagg | La Bau | Place | Tarbox |
| Buel | Furman | Laaher | Pond | Topliff |
| P. Burns | Guigon | Lefler | Purdy | Torrey |
| Cameron | Halsey | Mallison | Quinn | Tower |
| Campbell | Hartman | Matthewson | Ranney | Trainer |
| Chapman | Hasbrouck | Miller | S. Richardson | Underwood |
| ● Clark | Howard | Moran | Sargent | Weed |
| Clausen | Humphrey | Murphy | Selkreg | Younglove |

Those who voted in the negative, were

| | | | | |
|----------|-------------|--------|----------|----------|
| Bentley | W. S. Clark | Keady | McKiever | Skillman |
| Burhans | Farley | Little | Prince | Wells |
| D. Burns | Irving | Mann | Raber | |

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to authorize the extension of railroad tracks from Atlantic avenue to Prospect park, in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Jacobs, said bill was referred to the committee on railroads, with power to report complete.

The bill entitled "An act to legalize the acts and proceedings of David Hawks, a justice of the peace of the town of Andes, county of Delaware," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|---------------|-------------|
| Babcock | Cornwall | Irving | O'Reilly | Sherman |
| Bennet | Dally | Jacobs | Parshall | Skeels |
| Bentley | Dayton | Keady | Penfield | L. E. Smith |
| Bergen | Decker | Kiernan | Pitta | Speaker |
| Bigelow | Eaton | Kinney | Place | Starr |
| Bristol | Flach | La Bau | Prince | Sullard |
| Brush | J. L. Flagg | Lefler | Quinn | Tarbox |
| D. Burns | F. H. Flagg | Little | Raber | Topliff |
| P. Burns | Frear | Mallison | Ranney | Tower |
| Button | Gifford | Mann | Ray | Trainer |
| Cameron | Gleason | Matthewson | A. Richardson | Underwood |
| Campbell | Halsey | McKiever | S. Richardson | Weed |
| Chapman | Hartman | Miller | Riley | Wellington |
| G. Clark | Hasbrouck | Moran | Root | Wiley |
| W. S. Clark | Hubbard | Murphy | Sargent | A. I. Wood |
| Clausen | Humphrey | Nelson | Selkreg | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for laying out permanent lines of streets, avenues and public places in the town of Flatbush, in the county of Kings," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Hubbard | Murphy | Sherman |
| Allis | G. Clark | Humphrey | Nelson | Skeels |
| A. H. Andrew | W. S. Clark | Irving | Nicholson | L. E. Smith |
| Babcock | Cornwall | Jacobs | Parshall | Speaker |
| Balcom | Daily | Jones | Pitts | Starr |
| Bennet | Dayton | Keady | Place | Sumner |
| Bentley | Decker | Kiernan | Pond | Tarbox |
| Bergen | Eaton | Kinney | Prince | Topliff |
| Bradstreet | Flach | La Bau | Raber | Tower |
| Bristol | J. L. Flagg | Lefler | Ranney | Underwood |
| Brush | Frear | Little | Ray | Weed |
| D. Burns | Gifford | Mallison | A. Richardson | Wellington |
| P. Burns | Gleason | Mann | S. Richardson | Wells |
| Button | Halsey | Matthewson | Riley | A. I. Wood |
| Cameron | Hartman | McKiever | Sargent | F. H. Woods |
| Campbell | Hasbrouck | Miller | Selkreg | Younglove |
| Chapman | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the construction and maintaining of a free bridge over the Susquehanna river at Afton, in Chenango county, and for the purchase of the franchise of the existing bridge company, and to borrow money therefor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|------------|
| Ackert | G. Clark | Humphrey | Nelson | Skeels |
| Allis | W. S. Clark | Irving | Nicholson | Skillman |
| A. H. Andrew | Clausen | Jacobs | Parshall | Speaker |
| Babcock | Cornwall | Jones | Pitts | Starr |
| Balcom | Daily | Julland | Place | Sullard |
| Bamler | Dayton | Kiernan | Pond | Sumner |
| Bennet | Decker | Kinney | Prince | Tarbox |
| Bergen | Eaton | La Bau | Raber | Topliff |
| Bradstreet | Farley | Lasher | Ranney | Tower |
| Bristol | J. L. Flagg | Lefler | Ray | Trainer |
| Brush | F. H. Flagge | Little | A. Richardson | Underwood |
| Buel | Frear | Mallison | S. Richardson | Weed |
| D. Burns | Galvin | Mann | Rider | Wellington |
| P. Burns | Gleason | Matthewson | Riley | Wiley |
| Button | Halsey | McKiever | Sargent | Williams |
| Cameron | Hartman | Miller | Selkreg | A. I. Wood |
| Campbell | Hasbrouck | Moran | Sherman | Younglove |
| Chism | Howard | Murphy | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act in relation to the county treasurer of Rensselaer county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | Nelson | Selkreg |
| Allis | W. S. Clark | Howard | Nicholson | Sherman |
| A. H. Andrew | Clausen | Hubbard | O'Reilley | Skeels |
| Babcock | Cornwall | Humphrey | Parshall | C. L. Smith |
| Balcom | Daily | Irving | Place | Speaker |
| Bennet | Davis | Johnson | Pond | Starr |
| Bentley | Dayton | Julland | Prince | Sullard |
| Bergen | Decker | Keady | Quinn | Sumner |
| Bradstreet | Farley | Kiernan | Raber | Topliff |
| Brush | J. L. Flagg | Lasher | Ranney | Tower |
| Buel | F. H. Flagge | Lefler | Ray | Trainer |
| D. Burns | Frear | Mallison | A. Richardson | Underwood |
| P. Burns | Gifford | Mann | S. Richardson | Wells |
| Button | Gleason | Matthewson | Rider | Wendover |
| Cameron | Halsey | McKiever | Riley | Wiley |
| Campbell | Hartman | Miller | Sargent | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Murphy,

Resolved, That the Senate bill entitled "An act relative to writs of prohibition," be recommended to the committee on the affairs of cities.

The bill entitled "An act to incorporate the Williamsburgh Sharpshooters' Society of the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Chism | Halsey | Mann | Sargent |
| W. S. Andrews | G. Clark | Hartman | Matthewson | Selkreg |
| Babcock | W. S. Clark | Hasbrouck | McKiever | Sherman |
| Balcom | Clausen | Hubbard | Miller | Skeels |
| Bennet | Cornwall | Humphrey | Nicholson | C. L. Smith |
| Bergen | Dayton | Irving | O'Reilley | Starr |
| Bigelow | Decker | Jacobs | Parshall | Sumner |
| Bradstreet | Eaton | Jones | Pond | Tarbox |
| Bristol | Flach | Julland | Prince | Tower |
| Brush | F. H. Flagge | Keady | Raber | Underwood |
| Buel | Frear | Kinney | Ranney | Wells |
| Button | Gifford | La Bau | Ray | Wiley |
| Cameron | Gleason | Lefler | S. Richardson | F. H. Woods |
| Campbell | Guilgon | Mallison | Riley | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

* The bill entitled "An act for the relief of Henry and Thomas McGuire, jr.," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|-------------|-------------|
| Ackert | Chism | Howard | Murphy | L. E. Smith |
| A. H. Andrew | G. Clark | Humphrey | Nelson | Speaker |
| Balcom | Clausen | Irving | Nicholson | Stannard |
| Bennet | Cornwall | Jacobs | O'Reilley | Starr |
| Bentley | Daily | Johnson | Place | Stevens |
| Bergen | Davis | Juliland | Pond | Sullard |
| Bigelow | Dayton | Keady | Prince | Topliff |
| Bradstreet | Eaton | Kiernan | Purdy | Torrey |
| Bristol | Farley | Kinney | Raber | Tower |
| Brush | F. H. Flagge | Lefler | Ray | Underwood |
| Buel | Galvin | Loughran | Reeve | Weed |
| D. Burns | Gleason | Mallison | Riley | Wells |
| P. Burns | Guigou | Mann | Sargent | Williams |
| Cameron | Halsey | Matthewson | Selkreg | A. I. Wood |
| Campbell | Hartman | McKiever | Sherman | F. H. Woods |
| Chapman | Hasbrouck | Miller | C. L. Smith | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend the charter of the American Tontine Life and Savings Insurance Company, of the city of New York," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Campbell | Gleason | McKiever | Sargent |
| A. H. Andrew | Chism | Halsey | Miller | Selkreg |
| Babcock | G. Clark | Hartman | Murphy | Sherman |
| Balcom | W. S. Clark | Howard | Nicholson | Skeels |
| Bamler | Clausen | Hubbard | O'Reilley | L. E. Smith |
| Bennet | Cornwall | Jones | Parshall | Starr |
| Bergen | Davis | Juliland | Pond | Sullard |
| Bigelow | Dayton | Kinney | Prince | Topliff |
| Bradstreet | Decker | La Bau | Raber | Torrey |
| Bristol | Eaton | Lefler | Ranney | Tower |
| Brush | Flach | Little | Ray | Underwood |
| D. Burns | F. H. Flagge | Mallison | S. Richardson | Weed |
| P. Burns | Furman | Mann | Rider | Younglove |
| Cameron | Galvin | Matthewson | Riley | |

For the negative,

F. H. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the New Amsterdam Savings Bank, of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hasbrouck | Nelson | Speaker |
| Allis | W. S. Clark | Hubbard | Nicholson | Stannard |
| Babcock | Clausen | Irving | O'Reilley | Starr |
| Balcom | Cook | Jacobs | Parshall | Sullard |
| Bergen | Dayton | Jones | Pond | Tarbox |
| Bigelow | Eaton | Keady | Raber | Topliff |
| Bristol | J. L. Flagge | Kiernan | Ranney | Trainer |
| Brush | F. H. Flagge | Kinney | Ray | Van Valkenburgh |
| Burhans | Furman | Lefler | S. Richardson | Wellington |
| D. Burns | Gifford | Loughran | Rider | Wells |
| P. Burns | Gleason | Mallison | Root | Wiley |
| Cameron | Guigou | Matthewson | Selkreg | Williams |
| Campbell | Halsey | McKiever | Sherman | A. I. Wood |
| Chism | Hartman | Miller | Skillman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act further to amend an act entitled 'An act to encourage and promote education in the village of Corning,' passed April 13, 1859," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Campbell | Hartman | Nelson | Selkreg |
| Allis | Chapman | Humphrey | Nicholson | Skeels |
| A. H. Andrew | Chism | Irving | O'Reilley | L. E. Smith |
| Babcock | W. S. Clark | Jones | Penfield | Starr |
| Balcom | Clausen | Julland | Pitts | Sullard |
| Bennet | Cornwall | Kiernan | Place | Sumner |
| Bergen | Davis | Kinney | Prince | Tarbox |
| Bigelow | Dayton | La Bau | Raber | Topliff |
| Bradstreet | Eaton | Lefler | Ranney | Tower |
| Bristol | Flach | Little | Ray | Trainer |
| Brush | F. H. Flagge | Mallison | A. Richardson | Wellington |
| Buel | Frear | Mann | S. Richardson | Wiley |
| D. Burns | Gifford | Matthewson | Riley | Williams |
| P. Burns | Gleason | McKiever | Rogers | F. H. Woods |
| Button | Guigou | Miller | Sargent | Younglove |
| Cameron | Halsey | Murphy | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act in aid of the construction of the News-boys' Lodging House of the Children's Aid Society of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|-----------|--------|-------------|
| Ackert | Chism | Hasbrouck | Murphy | Sherman |
| Allis | G. Clark | Hubbard | Nelson | L. E. Smith |

| | | | | |
|------------|--------------|------------|---------------|------------|
| Babcock | W. S. Clark | Humphrey | Nicholson | Speaker |
| Balcom | Clausen | Jacobs | Parshall | Starr |
| Bamler | Cook | Jones | Penfield | Stevens |
| Bennet | Cornwall | Juliaud | Pond | Sumner |
| Bergen | Daily | Kiernan | Prince | Tarbox |
| Bigelow | Dayton | La Bau | Purdy | Topliff |
| Bradstreet | Eaton | Lasher | Raber | Tower |
| Bristol | Farley | Lefler | Ranney | Trainer |
| Brush | F. H. Flagge | Little | Ray | Underwood |
| Buel | Frear | Loughran | A. Richardson | Wellington |
| Burhans | Galvin | Mallison | S. Richardson | Wells |
| P. Burns | Gifford | Mann | Rider | Williams |
| Button | Guigon | Matthewson | Riley | A. I. Wood |
| Cameron | Halsey | McKiever | Sargent | Younglove |
| Campbell | Hartman | Miller | Selkreg | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to make the office of supervisor of Erie county a salaried office, and to regulate the salaries of clerk and sergeant-at-arms of said board of supervisors of Erie county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Allis | Campbell | Halsey | Murphy | Speels |
| A. H. Andrew | Chapman | Hartman | Nelson | L. E. Smith |
| Babcock | Chism | Hasbrouck | Parshall | Speaker |
| Balcom | W. S. Clark | Hubbard | Penfield | Starr |
| Bamler | Clausen | Humphrey | Pitts | Stevens |
| Bennet | Cornwall | Jacobs | Place | Sumner |
| Bentley | Davis | Jones | Prince | Tarbox |
| Bergen | Dayton | Keady | Purdy | Topliff |
| Bigelow | Decker | Kiernan | Raber | Tower |
| Bradstreet | Eaton | La Bau | Ray | Trainer |
| Bristol | Farley | Lefler | A. Richardson | Van Valkenburgh |
| Brush | Flach | Little | S. Richardson | Wellington |
| Burhans | J. L. Flagge | Madden | Riley | Wiley |
| D. Burns | F. H. Flagge | Mallison | Root | Williams |
| P. Burns | Frear | Mann | Selkreg | A. I. Wood |
| Button | Galvin | Matthewson | Sherman | F. H. Woods |
| Cameron | Guigon | Miller | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Board of Trade of the city of Troy," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|---------|-----------|-------------|
| Ackert | Campbell | Hubbard | Nicholson | Speels |
| Allis | Chism | Irving | Parshall | Skillman |
| A. H. Andrew | W. S. Clark | Jacobs | Penfield | L. E. Smith |

| | | | | |
|------------|--------------|------------|---------------|------------|
| Babcock | Clausén | Jones | Pitts | Starr |
| Bamler | Cornwall | Juliland | Place | Stevens |
| Bennet | Daily | Keady | Pond | Sullard |
| Bergen | Davis | Kiernan | Purdy | Sumner |
| Bigelow | Dayton | La Bau | Raber | Torrey |
| Bradstreet | Eaton | Lefler | Ramney | Tower |
| Bristol | J. L. Flagg | Little | Reeve | Trainer |
| Brush | F. H. Flagge | Loughran | A. Richardson | Underwood |
| Buel | Furman | Mallison | S. Richardson | Wellington |
| D. Burns | Gleason | Mann | Rider | Wiley |
| P. Burns | Guigou | Matthewson | Riley | Williams |
| Button | Hartman | Miller | Selkreg | A. I. Wood |
| Cameron | Howard | Nelson | Sherman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the Ocean Rock Division No. 30, of the Sons of Temperance, located at Louisville, St. Lawrence county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|----------------|
| A. H. Andrew | G. Clark | Humphrey | Pitts | L. E. Smith |
| Babcock | Cook | Jacobs | Place | Starr |
| Balcom | Cornwall | Jones | Pond | Stevens |
| Bennet | Davis | Keady | Prince | Sullard |
| Bergen | Dayton | Kinney | Ranney | Tarbox |
| Bigelow | Eaton | La Bau | Ray | Topliff |
| Bradstreet | Farley | Lasher | A. Richardson | Torrey |
| Bristol | F. H. Flagge | Lefler | S. Richardson | Underwood |
| Brush | Furman | Mann | Rider | Van Valkenb'rg |
| Buel | Gifford | McKiever | Root | Weed |
| P. Burns | Gleason | Miller | Selkreg | Wendover |
| Cameron | Halsey | Nelson | Sherman | A. I. Wood |
| Campbell | Hartman | Nicholson | Skeels | Younglove |
| Chapman | Hubbard | Parshall | Skillman | |

For the negative,

F. H. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to regulate a road in the town of Palatine, Montgomery county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|----------|-------------|
| Ackert | Campbell | Hasbrouck | Moran | Root |
| A. H. Andrew | Chism | Howard | Nelson | Selkreg |
| W. S. Andrews | W. S. Clark | Hubbard | O'Reilly | Sherman |
| Babcock | Clausén | Humphrey | Parshall | Skillman |
| Balcom | Cornwall | Irving | Penfield | L. E. Smith |
| Bentley | Daily | Jacobs | Place | Speaker |

| | | | | |
|------------|--------------|------------|---------------|-----------|
| Bergen | Dayton | Johnson | Pond | Starr |
| Bigelow | Decker | Keady | Prince | Stevens |
| Bradstreet | Eaton | Kinney | Purdy | Sullard |
| Bristol | Farley | La Bau | Raber | Sumner |
| Brush | Flach | Lefler | Ranney | Torrey |
| Buel | F. H. Flagge | Loughran | Ray | Tower |
| Burhans | Frear | Mallison | Reeve | Underwood |
| D. Burns | Gleason | Matthewson | A. Richardson | Wiley |
| P. Burns | Guigou | McKiever | S. Richardson | Williams |
| Button | Halsey | Miller | Riley | Younglove |
| Cameron | Hartman | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Leave of absence was granted to Mr. A. H. Andrew until Friday morning.

The bill entitled "An act to authorize the Canal Commissioners to construct a bridge over the Chenango canal in the village of Greene, Chenango county, and to change the location of the present bridge," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-------------|
| Ackert | G. Clark | Howard | Nelson | Sherman |
| Allis | W. S. Clark | Hubbard | Nicholson | Skeels |
| A. H. Andrew | Clausen | Humphrey | Parshall | L. E. Smith |
| Babcock | Cornwall | Jacobs | Pitts | Speaker |
| Balcom | Davis | Jones | Place | Starr |
| Bennet | Dayton | Juliant | Pond | Sullard |
| Bergen | Decker | Kiernan | Prince | Sumner |
| Bigelow | Eaton | Kinnèy | Purdy | Tarbox |
| Bradstreet | Farley | La Bau | Raber | Topliff |
| Bristol | Flach | Lefler | Ranney | Tower |
| Brush | F. H. Flagge | Little | Ray | Trainer |
| Buel | Frear | Loughran | A. Richardson | Underwood |
| D. Burns | Gifford | Mallison | S. Richardson | Weed |
| Button | Gleason | Mann | Rider | Wellington |
| Cameron | Guigou | McKiever | Riley | Wendover |
| Campbell | Halsey | Miller | Sargent | A. I. Wood |
| Chism | Hasbrouck | Murphy | Selkreg | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Orthopædic Dispensary, in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|----------|--------|-------------|
| Ackert | G. Clark | Humphrey | Palmer | L. E. Smith |
| Allis | W. S. Clark | Jones | Pitts | Speaker |
| Babcock | Cook | Juliant | Place | Starr |
| Balcom | Cornwall | Keady | Pond | Sullard |
| Bamler | Davis | Kiernan | Prince | Tarbox |

| | | | | |
|------------|--------------|------------|---------------|------------|
| Bennet | Dayton | Kinney | Raber | Topliff |
| Bergen | Eaton | La Bau | Ranney | Torrey |
| Bradstreet | F. H. Flagge | Lefler | Ray | Tower |
| Bristol | Frear | Loughran | A. Richardson | Trainer |
| Brush | Galvin | Lounsbury | S. Richardson | Underwood |
| D. Burns | Gifford | Matthewson | Rider | Wellington |
| Button | Gleason | McKiever | Root | Wells |
| Cameron | Halsey | Miller | Selkreg | Williams |
| Campbell | Hartman | Murphy | Sherman | A. I. Wood |
| Chapman | Howard | O'Reilly | Skeels | Younglove |
| Chism | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the examination of the accounts of the Treasurer and other State officers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | Nicholson | Starr |
| A. H. Andrew | W. S. Clark | Humphrey | O'Reilly | Stevens |
| Babcock | Cornwall | Irving | Parshall | Sullard |
| Balcom | Daily | Jacobs | Pond | Topliff |
| Bamler | Davis | Jones | Prince | Torrey |
| Bennet | Dayton | Kiernan | Raber | Tower |
| Bergen | Eaton | La Bau | Ranney | Underwood |
| Bradstreet | Farley | Laaser | Ray | Van Valkenb'rgh |
| Bristol | F. H. Flagge | Lefler | A. Richardson | Wellington |
| Brush | Frear | Lounsbury | S. Richardson | Wells |
| Burhans | Furman | Mallison | Rider | Wiley |
| D. Burns | Gifford | Mann | Riley | Williams |
| Button | Gleason | Matthewson | Rogers | A. I. Wood |
| Cameron | Guigon | Miller | Sherman | F. H. Woods |
| Campbell | Halsey | Moran | Skeels | Younglove |
| Chism | Hasbrouck | Murphy | Speaker | |

For the negative,

Selkreg

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to fix the time and place of holding the annual town meetings in the town of Grand Island, in the county of Erie," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|-----------|-------------|
| Ackert | Campbell | Hasbrouck | Murphy | Sherman |
| Allis | Chism | Howard | Nelson | Skeels |
| A. H. Andrew | G. Clark | Hubbard | Nicholson | L. E. Smith |
| Babcock | W. S. Clark | Humphrey | Parshall | Speaker |
| Balcom | Clausen | Irving | Pitts | Starr |
| Bamler | Cornwall | Jones | Place | Sullard |

| | | | | |
|------------|--------------|------------|---------------|------------|
| Bennet | Daily | Juliand | Pond | Tarbox |
| Bergen | Dayton | Keady | Prince | Topliff |
| Bigelow | Eaton | Kinney | Quinn | Tower |
| Bradstreet | Flach | La Bau | Raber | Trainer |
| Bristol | F. H. Flagge | Lefler | Ranney | Underwood |
| Brush | Frear | Loughran | Ray | Wellington |
| Burhans | Furman | Lounsbury | S. Richardson | Wells |
| D. Burns | Gifford | Mallison | Rider | Williams |
| P. Burns | Gleason | Mann | Rogers | A. I. Wood |
| Button | Halsey | Matthewson | Root | Younglove |
| Cameron | Hartman | McKiever | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the New York Dramatic Union, of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 1 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Button | Halsey | Penfield | Stevens |
| Allis | Campbell | Howard | Pond | Sullard |
| W. S. Andrews | Chapman | Hubbard | Prince | Tarbox |
| Babcock | G. Clark | Jones | Purdy | Topliff |
| Bamler | Clausen | Juliand | Ranney | Torrey |
| Bennet | Cornwall | Keady | Ray | Trainer |
| Bergen | Daily | Kiernan | S. Richardson | Van Valkenburgh |
| Bigelow | Davis | Lefler | Rider | Wellington |
| Bradstreet | Dayton | Lounsbury | Riley | Wells |
| Bristol | Farley | Mallison | Selkreg | Wendover |
| Brush | F. H. Flagge | Matthewson | Sherman | Wiley |
| Burhans | Frear | McKiever | Skeels | A. I. Wood |
| D. Burns | Furman | Murphy | Skillman | F. H. Woods |
| P. Burns | Guigou | O'Reilly | Starr | Younglove |

For the negative,

Galvin

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the board of town officers to appoint an additional justice of the peace in the the town of Albion, Oswego county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|---------|--------|-------------|
| Ackert | G. Clark | Jones | Pitts | Skillman |
| Allis | W. S. Clark | Juliand | Place | L. E. Smith |
| A. H. Andrew | Cornwall | Keady | Pond | Speaker |
| Babcock | Davis | Kiernan | Prince | Starr |
| Balcom | Dayton | Kinney | Quinn | Sullard |
| Bamler | Eaton | La Bau | Raber | Tarbox |
| Bentley | Farley | Lefler | Ranney | Topliff |
| Bergen | F. H. Flagge | Little | Ray | Torrey |

| | | | | |
|------------|-----------|------------|---------------|-----------------|
| Bradstreet | Frear | Mallison | A. Richardson | Tower |
| Bristol | Furman | Matthewson | S. Richardson | Trainer |
| Brush | Gifford | McKiever | Rider | Underwood |
| Burhans | Guigou | Miller | Riley | Van Valkenburgh |
| D. Burns | Halsey | Murphy | Sargent | Wellington |
| P. Burns | Hasbrouck | Nelson | Selkreg | Wells |
| Button | Howard | Nicholson | Sherman | A. I. Wood |
| Campbell | Hubbard | Parshall | Skeels | Younglove |
| Chism | Humphrey | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act for the correction of assessments and equalization of taxes,' being chapter 453 of the Laws of 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | Campbell | Gleason | Little | Riley |
| Allis | Chapman | Halsey | Mallison | Root |
| A. H. Andrew | Chism | Hasbrouck | Mann | Sherman |
| Babcock | G. Clark | Howard | Matthewson | Skillman |
| Balcom | W. S. Clark | Hubbard | McKiever | L. E. Smith |
| Bamler | Clausen | Humphrey | Nelson | Speaker |
| Bennet | Cornwall | Jacobs | Nicholson | Starr |
| Bentley | Davis | Jones | Parshall | Sullard |
| Bradstreet | Dayton | Julland | Pond | Sumner |
| Bristol | Eaton | Keady | Prince | Topliff |
| Brush | Flach | Kiernan | Purdy | Underwood |
| Buel | F. H. Flagge | Kinney | Raber | Wiley |
| D. Burns | Frear | La Bau | Ray | Williams |
| P. Burns | Furman | Lasher | A. Richardson | F. H. Woods |
| Button | Galvin | Leffer | Rider | Younglove |
| Cameron | Gifford | | | |

Those who voted in the negative, were

| | | | |
|-----------|---------|--------|--------|
| Lounsbury | Selkreg | Tarbox | Torrey |
|-----------|---------|--------|--------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to consolidate the several school districts and parts of districts within the corporate limits of the village of Saratoga Springs, and to establish a free union school or schools therein,' passed April 12, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|-----------|-------------|
| Ackert | Chapman | Howard | Murphy | Skeels |
| Allis | G. Clark | Hubbard | Nelson | L. E. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | Nicholson | Speaker |
| Babcock | Cornwall | Jacobs | Parshall | Starr |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Balcom | Daily | Johnson | Pitts | Stevens |
| Bamler | Davis | Jones | Place | Sullard |
| Bennet | Dayton | Keady | Pond | Tarbox |
| Bergen | Eaton | Kiernan | Raber | Topliff |
| Bigelow | Flach | La Bau | Ranney | Torrey |
| Bradstreet | F. H. Flagge | Lasher | Ray | Tower |
| Bristol | Frear | Lefler | A. Richardson | Trainer |
| Brush | Furman | Loughran | S. Richardson | Underwood |
| Buel | Galvin | Lounsbury | Rider | Wellington |
| D. Burns | Gifford | Mallison | Riley | Wells |
| P. Burns | Gleason | Mann | Root | A. I. Wood |
| Button | Halsey | Matthewson | Sargent | F. H. Woods |
| Cameron | Hartman | McKiever | Selkreg | Younglove |
| Campbell | Hasbrouck | Miller | Sherman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act relative to summary proceedings to recover the possession of land," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Campbell | Hartman | Murphy | Sherman |
| Allis | Chism | Hasbrouck | Nelson | Skeels |
| A. H. Andrew | G. Clark | Hubbard | Nicholson | L. E. Smith |
| Babcock | W. S. Clark | Humphrey | Parshall | Starr |
| Balcom | Cornwall | Jacobs | Pitts | Stevens |
| Bennet | Daily | Jones | Place | Sullard |
| Bentley | Davis | Juliland | Pond | Torrey |
| Bergen | Dayton | Kiernan | Prince | Tower |
| Bigelow | Farley | Kinney | Purdy | Trainer |
| Bradstreet | Flach | La Bau | Raber | Underwood |
| Bristol | F. H. Flagge | Lefler | Ranney | Wellington |
| Brush | Frear | Mallison | Ray | Wells |
| Buel | Furman | Mann | A. Richardson | Wiley |
| D. Burns | Gifford | Matthewson | S. Richardson | Williams |
| P. Burns | Gleason | McKiever | Rider | F. H. Woods |
| Button | Guigou | Miller | Riley | Younglove |
| Cameron | | | | |

Those who voted in the negative, were

Selkreg Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish,' passed May 13, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------|-------------|----------|----------|----------|
| Ackert | G. Clark | Hubbard | Nelson | Skeels |
| Allis | W. S. Clark | Humphrey | Parshall | Skillman |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Babcock | Cornwall | Johnson | Pitts | Stannard |
| Balcom | Daily | Jones | Place | Starr |
| Bamler | Davis | Julian | Pond | Sullard |
| Bennet | Dayton | Keady | Prince | Sumner |
| Bentley | Eaton | Kinney | Raber | Tarbox |
| Bradstreet | Flach | La Bau | Ranney | Topliff |
| Bristol | F. H. Flagge | Lefler | Ray | Torrey |
| Brush | Frear | Loughran | Reeve | Tower |
| Buel | Furman | Lounsbury | A. Richardson | Trainer |
| D. Burns | Gifford | Mallison | S. Richardson | Underwood |
| P. Burns | Guigon | Mann | Rider | Weed |
| Cameron | Halsey | Matthewson | Riley | Wendover |
| Campbell | Hartman | McKiever | Sargent | Wiley |
| Chapman | Hasbrouck | Miller | Selkreg | Williams |
| Chism | Howard | Murphy | Sherman | F. H. Woods |

Those who voted in the negative, were

Gleason O'Relley

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act for the preservation of the public health, passed April 10, 1850, and to repeal chapter 169 of the Laws of 1854, amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 74 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|-----------|-------------|
| Ackert | Chism | Hubbard | Nicholson | Skeels |
| Allis | W. S. Clark | Jacobs | Parshall | L. E. Smith |
| A. H. Andrew | Cornwall | Johnson | Penfield | Starr |
| Babcock | Dayton | Jones | Pond | Stevens |
| Balcom | Eaton | Kiernan | Prince | Sullard |
| Bamler | Farley | Kinney | Quinn | Tarbox |
| Bennet | Flach | La Bau | Raber | Topliff |
| Bergen | F. H. Flagge | Lefler | Ranney | Trainer |
| Bradstreet | Frear | Lounsbury | Ray | Underwood |
| Bristol | Galvin | Madden | Reeve | Wells |
| Brush | Gifford | Mallison | Rider | Wiley |
| Burhans | Guigon | McKiever | Riley | A. I. Wood |
| Button | Halsey | Miller | Sargent | F. H. Woods |
| Cameron | Hartman | Moran | Selkreg | Younglove |
| Chapman | Hasbrouck | Nelson | Sherman | |

Those who voted in the negative, were

D. Burns G. Clark Place S. Richardson

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend the act entitled An act to incorporate the city of Troy,' passed March 27, 1822," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hubbard | Nelson | Skeels |
| Allis | G. Clark | Humphrey | Nicholson | L. E. Smith |
| A. H. Andrew | W. S. Clark | Irving | O'Reilly | Starr |
| Babcock | Cornwall | Jacobs | Parshall | Stevens |
| Balcom | Daily | Jones | Pitts | Sullard |
| Bamler | Davis | Keady | Place | Sumner |
| Bennet | Dayton | Kiernan | Pond | Tarbox |
| Bentley | Eaton | Kinney | Prince | Topliff |
| Bergen | Flach | La Bau | Purdy | Torrey |
| Bigelow | J. L. Flagg | Lefler | Raber | Trainer |
| Bradstreet | Frear | Little | Ranney | Weed |
| Bristol | Furman | Lounsbury | Ray | Wellington |
| Brush | Galvin | Madden | A. Richardson | Wells |
| Buel | Gifford | Mallison | Rider | Williams |
| D. Burns | Gleason | Mann | Riley | A. I. Wood |
| P. Burns | Halsey | Matthewson | Root | F. H. Woods |
| Cameron | Hartman | McKiever | Selkreg | Younglove |
| Campbell | Hasbrouck | Murphy | Sherman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to release the interest of the State to certain lands of which William Watt died seized and possessed, to Mrs. Mary Watt, his widow," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Cameron | Guigou | Miller | Selkreg |
| Allis | Campbell | Halsey | Nelson | Sherman |
| A. H. Andrew | Chapman | Hasbrouck | Nicholson | Skeels |
| Babcock | Chism | Howard | O'Reilly | L. E. Smith |
| Balcom | W. S. Clark | Jacobs | Parshall | Speaker |
| Bamler | Clausen | Johnson | Penfield | Starr |
| Bennet | Cornwall | Jones | Place | Stevens |
| Bentley | Daily | Keady | Pond | Sullard |
| Bergen | Dayton | Kiernan | Prince | Sumner |
| Bigelow | Eaton | Kinney | Quinn | Tarbox |
| Bradstreet | Flach | La Bau | Raber | Topliff |
| Bristol | J. L. Flagg | Lefler | Ranney | Tower |
| Brush | F. H. Flagg | Little | Ray | Trainer |
| Buel | Frear | Lounsbury | Reeve | Weed |
| Burhans | Furman | Mallison | A. Richardson | Wells |
| D. Burns | Galvin | Mann | S. Richardson | Wiley |
| P. Burns | Gifford | Matthewson | Rider | Williams |
| Button | Gleason | McKiever | Riley | A. I. Wood |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the St. Francis Monastery, of the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------------|
| Ackert | Chism | Hubbard | Parshall | Starr |
| Allis | G. Clark | Humphrey | Penfield | Stevens |
| A. H. Andrew | W. S. Clark | Jacobs | Pond | Sumner |
| Babcock | Cornwall | Julland | Prince | Tarbox |
| Balcom | Dayton | Keady | Raber | Topliff |
| Bennet | Eaton | Kinney | Ranney | Tower |
| Bergen | Farley | Lefler | Ray | Trainer |
| Bigelow | Flach | Lounsbury | A. Richardson | Underwood |
| Bristol | F. H. Flagge | Madden | S. Richardson | Van Valkenb'rgh |
| Brush | Frear | Mallison | Rider | Wells |
| Buel | Galvin | Mann | Riley | Wendover |
| D. Burns | Gifford | McKiever | Sargent | A. I. Wood |
| P. Burns | Gleason | Miller | Selkreg | F. H. Woods |
| Cameron | Halsey | Nelson | Sherman | Younglove |
| Campbell | Hasbrouck | Nicholson | L. E. Smith | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to authorize Edwin C. Bowen to establish and maintain a ferry across the Cayuga lake, at Union Springs,' passed April 23, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Murphy | Sherman |
| A. H. Andrew | Clausen | Irving | Nicholson | L. E. Smith |
| Babcock | Cornwall | Jones | O'Reilley | Stannard |
| Balcom | Daily | Julland | Parshall | Starr |
| Bamler | Dayton | Keady | Pitts | Sullard |
| Bennet | Eaton | Kiernan | Place | Tarbox |
| Bigelow | Farley | Kinney | Prince | Torrey |
| Bradstreet | F. H. Flagge | La Bau | Raber | Tower |
| Bristol | Frear | Lefler | Ranney | Underwood |
| Brush | Furman | Little | Ray | Van Valkenb'rgh |
| D. Burns | Gifford | Lounsbury | A. Richardson | Weed |
| P. Burns | Gleason | Mallison | S. Richardson | Wendover |
| Button | Halsey | Mann | Rider | A. I. Wood |
| Cameron | Hartman | Matthewson | Root | F. H. Woods |
| Chapman | Hasbrouck | McKiever | Selkreg | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the Mutual Protection Hook, Ladder and Bucket Company No. 1, of Hicksville, in the town of Oyster Bay, Queens county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Chapman | Hasbrouck | McKiever | Selkreg |
| Allis | G. Clark | Howard | Murphy | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | Nelson | L. E. Smith |
| Babcock | Clausen | Johnson | O'Reilly | Speaker |
| Balcom | Cornwall | Jones | Parshall | Starr |
| Bennet | Davis | Keady | Penfield | Stevens |
| Bergen | Dayton | Kiernan | Pond | Sumner |
| Bigelow | Eaton | Kinney | Prince | Topliff |
| Bradstreet | Flach | La Bau | Quinn | Tower |
| Bristol | F. H. Flagge | Lefler | Ranney | Trainer |
| Brush | Frear | Little | Ray | Underwood |
| D. Burns | Galvin | Lounsbury | A. Richardson | Wellington |
| P. Burns | Gifford | Mallison | S. Richardson | Wells |
| Button | Gleason | Mann | Rider | F. H. Woods |
| Campbell | Guigou | Matthewson | Root | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act supplementary to an act passed April 19, 1867, to provide for re-building a bridge in the town of Lorraine, Jefferson county, and for raising money by tax for that purpose upon the town of Lorraine, in said county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hubbard | Palmer | Speaker |
| Allis | G. Clark | Humphrey | Parshall | Stannard |
| A. H. Andrew | W. S. Clark | Jacobs | Pitts | Starr |
| Babcock | Cornwall | Johnson | Place | Sullard |
| Balcom | Dally | Jones | Pond | Sumner |
| Bennet | Davis | Keady | Prince | Tarbox |
| Bentley | Dayton | Kinney | Raber | Topliff |
| Bigelow | Eaton | La Bau | Ranney | Tower |
| Bradstreet | Flach | Lefler | Ray | Trainer |
| Bristol | F. H. Flagge | Little | A. Richardson | Underwood |
| Brush | Frear | Lounsbury | S. Richardson | Wellington |
| D. Burns | Furman | Mallison | Rider | Wells |
| P. Burns | Gifford | Mann | Riley | Williams |
| Button | Gleason | Matthewson | Root | A. I. Wood |
| Cameron | Guigou | Moran | Sargent | F. H. Woods |
| Campbell | Halsey | Murphy | Selkreg | Younglove |
| Chapman | Hasbrouck | Nicholson | Sherman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act in relation to the fees of the clerk of the county of Kings,' passed May 12, 1865, passed March 23, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Howard | Nelson | Sherman |
| Allis | W. S. Clark | Humphrey | Nicholson | Skillman |
| A. H. Andrew | Clausen | Johnson | Parshall | L. E. Smith |
| Babcock | Cornwall | Jones | Penfield | Speaker |
| Balcom | Davis | Keady | Pitts | Starr |
| Bamler | Dayton | Kiernan | Place | Stevens |
| Bennet | Eaton | Kinney | Pond | Sumner |
| Bentley | Flach | La Bau | Prince | Tarbox |
| Bradstreet | F. H. Flagge | Lasher | Raber | Topliff |
| Bristol | Frear | Lefler | Ranney | Torrey |
| Brush | Furman | Little | Ray | Tower |
| Burhans | Galvin | Mallison | A. Richardson | Van Valkenb'rgh |
| D. Burns | Gleason | Mann | S. Richardson | Weed |
| P. Burns | Guigon | Matthewson | Rider | Wells |
| Cameron | Halsey | McKiever | Riley | Williams |
| Campbell | Hartman | Miller | Root | F. H. Woods |
| Chinn | Hasbrouck | Murphy | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. D. Burns moved that the House take a recess until 7½ o'clock P. M.

Mr. O'Reilly moved that the House continue in session until 7 o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion of Mr. O'Reilly, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. D. Burns, and it was determined in the affirmative.

The House thereupon took a recess until 7½ o'clock P. M.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

The Senate returned the bill entitled "An act authorizing any life insurance company, or any trust or loan company, to invest their funds in bonds issued by any county, town or village of this State, pursuant to any law of this State," with a message that they had concurred in the amendments made thereto by the Assembly.

Ordered, That the Clerk return said bill to the Senate.

The bill entitled "An act to prevent cruelty to animals," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 30 }
{ NOES 40 }

Those who voted in the affirmative, were

| | | | | |
|----------|-----------|-----------|---------------|-------------|
| Ackert | Dally | Johnson | Parshall | Selkreg |
| Bentley | Eaton | Kinney | Place | L. E. Smith |
| Bigelow | Galvin | Little | Quinn | Sullard |
| Brush | Guigon | Loughran | Reeve | Tower |
| G. Clark | Hasbrouck | Moran | S. Richardson | Wellington |
| Cook | Hubbard | Nicholson | Sargent | Wells |

Those who voted in the negative, were

| | | | | |
|------------|-------------|--------------|----------|-------------|
| Allis | D. Burns | Farley | La Ban | Rider |
| Babcock | Button | Flach | Laaher | Sherman |
| Balcom | Cameron | F. H. Flagge | Lefler | Skillman |
| Bamler | Chism | Furman | Mallison | Speaker |
| Bennet | W. S. Clark | Gleason | Miller | Torrey |
| Bergen | Clausen | Hartman | Nelson | Traider |
| Bradstreet | Cornwall | Humphrey | Prince | Wiley |
| Burhans | Dayton | Irving | Ray | F. H. Woods |

Mr. Brush moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

By unanimous consent, on motion of Mr. D. Burns,

Resolved, That the bill entitled "An act to incorporate the Home Savings Bank," be referred to the committee on banks, with power to report complete at any time.

By unanimous consent, on motion of Mr. Riley,

Resolved, That the postmaster of the Assembly be directed to remain in his position for one week after this House adjourns, for the purpose of forwarding the mails and documents of members to their homes.

By unanimous consent, on motion of Mr. Sherman,

Resolved, That the Senate bill entitled "An act to repeal the charter of the Bellvale Turnpike Company," be referred to the committee on roads and bridges, with power to report complete at any time.

By unanimous consent,

Mr. Underwood, from the committee on canals, to which was referred the bill entitled "An act to improve and enlarge the Champlain canal," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Bennett,

Resolved, That the committee on roads and bridges have power to report complete at any time the Senate bill entitled "An act to provide for a free bridge across the Chenango river, in the city of Binghamton."

By unanimous consent, on motion of Mr. Bamler,

Resolved, That Senate bill to amend chapter 565 of Laws of 1867, entitled "An act to incorporate the Buffalo City Railway Company," be recommitted to the committee on the affairs of cities, with power to report complete.

By unanimous consent, on motion of Mr. Cameron,

Resolved, That the committee on railroads be discharged from further consideration of the Senate bill entitled "An act to regulate the manner and payment of town subscriptions to the stock of the Dunkirk, Warren and Pittsburgh Railroad Company," and that it be ordered to a third reading.

Mr. O'Reilly moved that the vote taken on the Senate bill entitled "An act for the suppression of the trade in, and circulation of, obscene literature, illustrations, advertisements, and articles of indecent or immoral use, and obscene advertisements of patent medicines," be reconsidered, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

Mr. Pitts moved to take said motion from the table.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

{ AYES 53 }
{ NOES 46 }

Those who voted in the affirmative, were

| | | | | |
|----------|-----------|-----------|---------------|------------|
| Ackert | Cornwall | La Bau | Ray | Tarbox |
| Allis | Daily | Lasher | Reeve | Topliff |
| Babcock | Decker | Little | A. Richardson | Torrey |
| Balcom | Eaton | Mann | S. Richardson | Underwood |
| Bennet | Farley | Miller | Rider | Weed |
| Bigelow | Gleason | Nicholson | Root | Wellington |
| Bristol | Halsey | Parshall | Selkreg | Wells |
| Brush | Hasbrouck | Pitts | L. E. Smith | Williams |
| Button | Irving | Place | Stannard | A. I. Wood |
| Cameron | Juliland | Pond | Sullard | Younglove |
| G. Clark | Kinney | Ranney | | |

Those who voted in the negative, were

| | | | | |
|-------------|--------------|-----------|------------|-----------------|
| Bamler | Dayton | Jacobs | Matthewson | Quinn |
| Bentley | Flach | Johnson | McKiever | Raber |
| Bergen | F. H. Flagge | Jones | Moran | Riley |
| Buel | Galvin | Keady | Murphy | Sherman |
| D. Burns | Guigou | Lefler | Nelson | Skeels |
| P. Burns | Hartman | Loughran | O'Reilley | Starr |
| Campbell | Howard | Lounsbury | Penfield | Stevens |
| Chapman | Hubbard | Madden | Prince | Summer |
| W. S. Clark | Humphrey | Mallison | Purdy | Van Valkenburgh |
| Clausen | | | | |

When the name of Mr. Jacobs was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Keady was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Mr. Speaker announced the question to be upon the motion to reconsider.

Debate was had thereon, when

Mr. D. Burns moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion to adjourn, and it was determined in the negative.

{ AYES 44 }
{ NOES 60 }

Those who voted in the affirmative, were

| | | | | |
|-------------|---------|------------|-----------|-----------------|
| Bentley | Decker | Kiernan | Moran | Skillman |
| Bergen | Flach | Lefler | Murphy | Speaker |
| Buel | Galvin | Little | Nelson | Stannard |
| Burhans | Gifford | Loughran | O'Reilley | Starr |
| D. Burns | Guigou | Lounsbury | Prince | Stevens |
| Campbell | Hartman | Madden | Purdy | Van Valkenburgh |
| W. S. Clark | Hubbard | Mallison | Quinn | Wiley |
| Clausen | Johnson | Matthewson | Riley | Williams |
| Daily | Jones | McKiever | Skeels | |

Those who voted in the negative, were

| | | | | |
|---------|----------|----------|--------|-----------|
| Ackert | Chapman | Jacobs | Place | Sullard |
| Allis | G. Clark | Juliland | Pond | Summer |
| Babcock | Cornwall | Keady | Raber | Tarbox |
| Balcom | Dayton | Kinney | Ranney | Topliff |
| Bamler | Eaton | La Bau | Ray | Torrey |
| Bennet | Farley | Lasher | Reeve | Underwood |

| | | | | |
|----------|-----------|-----------|---------------|-------------|
| Bigelow | Furman | Mann | A. Richardson | Weed |
| Bristol | Gleason | Miller | S. Richardson | Wellington |
| Brush | Halsey | Nicholson | Rider | Wells |
| P. Burns | Hasbrouck | Parshall | Root | A. I. Wood |
| Button | Howard | Penfield | Selkreg | F. H. Woods |
| Cameron | Irving | Pitts | L. E. Smith | Younglove |

Mr. Gleason moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 46 }
{ NOES 52 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|----------|-----------------|
| Bamler | Flach | Keady | McKiever | Riley |
| Bergen | F. H. Flagge | Kiernan | Miller | Sherman |
| Buel | Galvin | Lefler | Moran | Skillman |
| D. Burns | Hartman | Little | Murphy | C. L. Smith |
| P. Burns | Howard | Loughran | Nelson | Starr |
| Chapman | Hubbard | Lounsberry | O'Reilly | Stevens |
| W. S. Clark | Jacobs | Madden | Purdy | Tower |
| Clausen | Johnson | Mallison | Quinn | Van Valkenburgh |
| Dayton | Jones | Matthewson | Raber | Wiley |
| Decker | | | | |

Those who voted in the negative, were

| | | | | |
|----------|-----------|-----------|---------------|------------|
| Ackert | Cornwall | Kinney | Ranney | Tarbox |
| Allis | Daily | La Bau | Ray | Topliff |
| Babcock | Eaton | Lasher | A. Richardson | Torrey |
| Balcom | Farley | Mann | S. Richardson | Underwood |
| Bennet | Furman | Nicholson | Rider | Weed |
| Bigelow | Gifford | Parshall | Root | Wellington |
| Bristol | Gleason | Penfield | Selkreg | Wells |
| Brush | Halsey | Pitts | L. E. Smith | Williams |
| Button | Hasbrouck | Place | Stannard | A. I. Wood |
| Cameron | Irving | Pond | Sullard | Younglove |
| G. Clark | Juliand | | | |

When the name of Mr. Starr was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Little was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Jacobs was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

The bill entitled "An act to confirm and render valid the official and corporate acts of the Northwestern Dispensary, in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|------------|-----------|-----------|---------------|-------------|
| Ackert | G. Clark | Humphrey | Nelson | C. L. Smith |
| Allis | Cornwall | Jacobs | Nicholson | Starr |
| Babcock | Daily | Jones | Parshall | Sullard |
| Balcom | Davis | Keady | Pitts | Tarbox |
| Bamler | Dayton | Kiernan | Place | Topliff |
| Bennet | Decker | La Bau | Pond | Tower |
| Bentley | Eaton | Lefler | Prince | Trainer |
| Bergen | Farley | Little | Ranney | Underwood |
| Bigelow | Frear | Lounsbury | Ray | Weed |
| Bradstreet | Furman | Mallison | S. Richardson | Wellington |
| Brush | Gleason | Mann | Rider | Wells |
| D. Burns | Guigou | McKiever | Riley | A. I. Wood |
| P. Burns | Halsey | Miller | Selkreg | F. H. Woods |
| Button | Hartman | Murphy | Sherman | Younglove |
| Cameron | Hasbrouck | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the village of Cambridge,' passed April 16, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|------------|---------------|-------------|
| Ackert | G. Clark | Humphrey | Miller | Root |
| Allis | W. S. Clark | Irving | Murphy | Sargent |
| Babcock | Clausen | Jacobs | Nelson | Selkreg |
| Balcom | Cornwall | Jones | Nicholson | Sherman |
| Bamler | Daily | Julland | O'Reilly | C. L. Smith |
| Bennet | Davis | Keady | Parshall | L. E. Smith |
| Bentley | Dayton | Kiernan | Penfield | Stevens |
| Bigelow | Decker | Kinney | Pitts | Sullard |
| Bradstreet | Farley | La Bau | Pond | Sumner |
| Bristol | Flach | Lefler | Prince | Tarbox |
| Brush | Frear | Little | Purdy | Torrey |
| Burhans | Furman | Lounsbury | Raber | Underwood |
| D. Burns | Galvin | Madden | Ranney | Weed |
| P. Burns | Gleason | Mallison | Ray | Wellington |
| Button | Guigou | Mann | A. Richardson | Wells |
| Cameron | Hasbrouck | Matthewson | S. Richardson | Wiley |
| Campbell | Hubbard | McKiever | Rider | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act relative to the justices of the justices' court in and for the city of Troy," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 57 }
{ NOES 27 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|-----------|----------|----------|
| Ackert | Campbell | Hasbrouck | Parshall | Sherman |
| Allis | G. Clark | Humphrey | Pitts | Skillman |

| | | | | |
|------------|-------------|------------|---------------|-----------|
| Babcock | W. S. Clark | Jacobs | Place | Starr |
| Bennet | Clausen | Jones | Pond | Tarbox |
| Bentley | Daily | Juliland | Prince | Topliff |
| Bergen | Davis | Kinney | Quinn | Torrey |
| Bigelow | Dayton | La Bau | Ranney | Trainer |
| Bradstreet | Decker | Leffer | A. Richardson | Underwood |
| Bristol | Frear | Lounsbury | S. Richardson | Wells |
| D. Burns | Galvin | Matthewson | Riley | Williams |
| P. Burns | Guigon | Miller | Sargent | Younglove |
| Button | Halsey | | | |

Those who voted in the negative, were

| | | | | |
|---------|--------------|----------|-----------|---------|
| Balcom | Eaton | Keady | Nelson | Ray |
| Bamler | Farley | Kiernan | Nicholson | Rider |
| Brush | Flach | Madden | O'Reilly | Selkreg |
| Buel | F. H. Flagge | Mallison | Penfield | Stevens |
| Burhans | Howard | McKiever | Raber | Wiley |
| Cameron | Johnson | | | |

Mr. Brush moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act relating to the surrogate and county judge of the county of Otsego."

"An act to incorporate the Woman's Aid Association, of the city of Albany."

"An act to revive an act entitled 'An act respecting the appropriation of the waters of the Black river for the use of the Black River canal and the Erie canal feeder,' passed April 3, 1857, so far as the same may apply to the claims of George Smith and the heirs of William Smith."

"An act to amend an act entitled 'An act to incorporate the South Brooklyn Savings Institution.'"

"An act for the improvement of the navigation of the Big Chazy river."

"An act to repeal section 3 of chapter 439 of the Laws of 1860, entitled 'An act to extend the charter and increase the capital stock of the Smithsboro and Nichols Bridge Company,' passed April 19, 1867."

"An act to incorporate the German Benevolent Society of Staten Island."

"An act to amend section 3 of an act entitled 'An act to consolidate common school districts, Nos. 3, 4 and 5, in the village of Huntington, Suffolk county,' passed April 13, 1857."

"An act to amend an act entitled 'An act to provide for the appointment of a police justice of the village of Saratoga Springs,' passed March 14, 1845, and the act amendatory of said act, passed March 27, 1857."

"An act to amend an act entitled 'An act to provide for keeping in repair the highway leading from Sacandaga river to Mount Pleasant,' passed April 12, 1862."

"An act to legalize the elections of trustees and other officers of the village of Cary, Genesee county."

"An act to authorize the magistrates in the city of New York to commit orphans and friendless children to the care of the society known as the Shepherd's Fold of the Protestant Episcopal Church, in the State of New York."

"An act to incorporate the Ellsworth Social Club, in the city of Brooklyn."

"An act in relation to the opening of certain streets in the city of Brooklyn."

"An act to provide for the return of State and county regimental flags to State and county officers."

"An act to authorize the corporation of the city of Albany to reduce the width of De Witt street, between Perry and Robin streets, in the city of Albany."

"An act to amend chapter 485 of the Laws of 1847, entitled 'An act to amend an act entitled An act to reduce the number of town officers and town and county expenses, and to prevent abuses in auditing town and county accounts,' passed May 10, 1845."

"An act to amend an act to amend and reduce to one act the several acts relating to buildings, and the keeping and storing of combustible materials in the city of New York,' passed May 4, 1866, and the act amendatory thereof, passed May 17, 1867."

"An act authorizing an appropriation to preserve the State bridge across the Sacandaga river, in the county of Saratoga."

"An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the village of Ballston Spa,' passed April 12, 1855."

"An act to amend an act entitled 'An act to incorporate the village of Cambridge,' passed April 16, 1866."

"An act for the relief and support of the Brooklyn Central Dispensary."

"An act to repeal chapter 776 of the Laws of 1865, passed June 16, 1865, entitled 'An act to except the town of Moriah, in Essex county, from the operation of chapter 626 of the Laws of 1853, and chapter 594 of the Laws of 1855.'"

"An act to authorize the Port Richmond and Bergen Point Ferry Company to hold real estate, to increase its capital stock, and to fix the rates of ferriage, and to increase its number of directors, and for other purposes."

"An act to incorporate the National Burglar Insurance Company, of the city of New York."

"An act to authorize the ditching, draining, sewerage and filling in the lands in the village of Edgewater, and of the town of Southfield."

"An act to extend the time for the collection of taxes in Richmond county."

"An act to authorize the commissioners of highways of the town of Brighton, to acquire the right of way for such portions of the river road in said town, as have been wholly or partially destroyed, through any adjacent orchards or sites of fruit trees, by an assessment of damages to the owners in the same manner as in other cases."

"An act to authorize the formation of a railroad company and the construction of a railroad for public use, from the Utica and Black River railroad, by way of Forestport and Port Woodhull, to Bellingertown and branches."

"An act to provide for refunding certain taxes illegally collected."

"An act to authorize the board of supervisors of the county of Queens to build a court house and jail building for said county."

The bill entitled "An act to repeal an act entitled 'An act to provide for the erection of a town hall in the town of Watervliet, in the county of Albany,' passed May 9, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | Nicholson | Selkreg |
| Allis | W. S. Clark | Humphrey | O'Reilly | Sherman |
| Babcock | Cornwall | Jacobs | Parshall | Skeels |
| Balcom | Daily | Jones | Penfield | L. E. Smith |
| Bamler | Dayton | Juliard | Pitts | Starr |
| Bennet | Decker | Keady | Place | Stevens |
| Bentley | Eaton | Kiernan | Pond | Sullard |
| Bergen | Farley | Kinney | Prince | Tarbox |
| Bigelow | Flach | La Bau | Raber | Topliff |
| Bristol | F. H. Flagge | Lefler | Ranney | Underwood |
| Brush | Frear | Loughran | Ray | Van Valkenburgh |
| Burhans | Furman | Madden | A. Richardson | Wellington |
| D. Burns | Gifford | Mallison | S. Richardson | Wells |
| Button | Gleason | Matthewson | Rider | Wiley |
| Cameron | Guigou | Miller | Riley | F. H. Woods |
| Campbell | Halsey | Murphy | Sargent | Younglove |
| Chism | Hasbrouck | Nelson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act in relation to the sale of the Marine Hospital grounds," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. D. Burns, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the Westside Savings Bank, to be located in the city of New York," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

Mr. Prince moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill entitled "An act to incorporate La Fayette Fire Engine Company No. 1, of South Rondout, in the town of Esopus, and county of Ulster," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|-----------------|
| Ackert | Campbell | Guigou | Nelson | L. E. Smith |
| Allis | Chism | Hartman | O'Reilly | Stannard |
| Babcock | G. Clark | Hasbrouck | Parshall | Starr |
| Balcom | W. S. Clark | Humphrey | Penfield | Stevens |
| Bamler | Clausen | Jacobs | Pitts | Topliff |
| Bennet | Cornwall | Jones | Pond | Torrey |
| Bentley | Daily | Keady | Prince | Tower |
| Bergen | Davis | Kiernan | Ranney | Underwood |
| Bigelow | Dayton | Kinney | Ray | Van Valkenburgh |
| Bristol | Decker | Lefler | S. Richardson | Wellington |
| Brush | Eaton | Madden | Riley | Wells |
| Burhans | Flach | Mallison | Sargent | Wiley |
| D. Burns | F. H. Flagge | Matthewson | Selkreg | A. I. Wood |
| P. Burns | Furman | McKiever | Sherman | Younglove |
| Cameron | Gifford | Miller | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal chapter 270 of the Laws of 1867, entitled 'An act to amend an act entitled An act to amend the Revised Statutes in relation to laying out public roads, and the alteration thereof, in the towns of North Castle, Bedford and Lewisborough, in the county of Westchester,' passed April 12, 1859," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|-----------|---------------|-------------|
| Ackert | Clausen | Johnson | O'Reilly | Skeels |
| Allis | Cornwall | Jones | Penfield | Skillman |
| Babcock | Daily | Juliand | Pitts | C. L. Smith |
| Balcom | Davis | Keady | Place | Speaker |
| Bamler | Dayton | Kiernan | Pond | Starr |
| Bennet | Decker | Kinney | Prince | Stevens |
| Bergen | Eaton | La Bau | Purdy | Sullard |
| Bigelow | Flach | Leffer | Raber | Tarbox |
| Bradstreet | F. H. Flagge | Little | Ranney | Topliff |
| Bristol | Furman | Lounsbury | Ray | Tower |
| Brush | Galvin | Madden | Reeve | Underwood |
| D. Burns | Gleason | Mallison | S. Richardson | Weed |
| P. Burns | Guigou | Mann | Riley | Wellington |
| Button | Halsey | McKiever | Rogers | Wells |
| Cameron | Hartman | Miller | Root | A. I. Wood |
| Campbell | Hubbard | Murphy | Selkreg | F. H. Woods |
| G. Clark | Humphrey | Nelson | Sherman | Younglove |
| W. S. Clark | Jacobs | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. W. S. Clark, at 9 o'clock and 10 minutes, the House adjourned.

THURSDAY, APRIL 23, 1868.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Wyckoff.

The minutes of yesterday were read and approved.

The bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the village of Ballston Spa,' passed April 12, 1855," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------|-------------|-----------|----------|---------|
| Ackert | G. Clark | Hasbrouck | McKiever | Selkreg |
| Allis | W. S. Clark | Hubbard | Miller | Sherman |

| | | | | |
|------------|-------------|----------|---------------|-------------|
| Babeock | Clauser | Humphrey | Nelson | Skels |
| Balcom | Cook | Irving | Nicholson | Skillman |
| Bamler | Cornwall | Jacobs | Palmer | C. L. Smith |
| Bennet | Daily | Jones | Parshall | Stannard |
| Bentley | Eaton | Juliland | Place | Sullard |
| Bigelow | Farley | Kinney | Pond | Sumner |
| Bradstreet | Flach | La Bau | Purdy | Topliff |
| Bristol | J. L. Flagg | Lasher | Quinn | Underwood |
| Burhans | Frear | Lefter | Raber | Wellington |
| D. Burns | Gifford | Little | Ranney | Wells |
| P. Burns | Gleason | Loughran | Ray | Williams |
| Cameron | Guigou | Madden | A. Richardson | A. I. Wood |
| Campbell | Halsey | Mallison | S. Richardson | F. H. Woods |
| Chism | Hartman | Mann | Riley | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read, informing that they non-concur in the passage of the bills entitled as follows:

"An act to repeal chapter 484 of the Laws of 1865, and chapter 232 of the Laws of 1867, entitled 'An act in relation to the Niagara Frontier police district,' passed April 1, 1867, and to provide a police force for the city of Buffalo, the government and discipline thereof."

"An act authorizing and directing the commissioners of the Central park, in the city of New York, to build and construct a stone stairway therein."

"An act to amend section 1 of chapter 761 of the Laws of 1866, entitled 'An act authorizing the taxation of stockholders of banks, and the surplus funds of savings banks,' passed April 23, 1866."

"An act in relation to the assessment of taxes, amending the Revised Statutes on that subject."

"An act to authorize the Comptroller of this State to repay certain moneys to the county of Putnam."

"An act to exempt the property of firemen of the county of Richmond, to the amount of five hundred dollars, from taxation."

"An act to establish the jail liberties of the county of Queens."

The Senate returned the bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Johnstown, and the several acts amendatory thereof, and to extend the boundary of said village,'" with a message informing that they had passed the same, with the following amendments:

Strike out section 54, and change number of subsequent sections to correspond.

Section 56, old number, engrossed bill, line 17, after the word "enclosed," insert the words "and the postage thereon prepaid."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|----------|----------|-------------|
| Ackert | Campbell | Hubbard | Murphy | Selkreg |
| Allis | Chapman | Humphrey | Nelson | Sherman |
| Babcock | G. Clark | Irving | O'Reilly | Skillman |
| Balcom | W. S. Clark | Jacobs | Palmer | L. E. Smith |
| Bamler | Cornwall | Juliland | Pitts | Stannard |

| | | | | |
|------------|--------------|------------|---------------|------------|
| Bennet | Davis | Keady | Place | Starr |
| Bentley | Dayton | Kiernan | Pond | Sullard |
| Bergen | Eaton | La Bau | Prince | Tarbox |
| Bigelow | F. H. Flagge | Lefler | Raber | Topliff |
| Bradstreet | Frear | Little | Ranney | Trainer |
| Bristol | Gifford | Lounsbury | Ray | Underwood |
| Brush | Gleason | Madden | A. Richardson | Weed |
| Buel | Halsey | Mallison | S. Richardson | Wellington |
| D. Burns | Hartman | Matthewson | Rider | Wells |
| P. Burns | Hasbrouck | McKiever | Riley | A. I. Wood |
| Cameron | Howard | Miller | Root | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to amend chapter 507 of the Laws of 1863, entitled 'An act to authorize the formation of a railroad company, commencing at the city line in the city of Brooklyn, in the county of Kings, to any part of the village of Jamaica, in the county of Queens, and to purchase the franchise of the Brooklyn and Jamaica Turnpike Company,' passed May 7, 1863."

"An act to authorize the Astoria and Hunter's Point Railroad Company to change the route of their road."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act to provide for an iron bridge over the artificial outlet of the Seneca lake," with a message that they concur in the amendments of the Assembly thereto."

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bills entitled as follows:

"An act to authorize the Saratoga Gaslight Company to reduce its present stock, and then to increase the same, to enable said company to enlarge and change its works."

"An act to vest in the board of supervisors of the county of Washington power, by a vote of the majority of said board, to change the location of the court houses, jails and clerk's office in said county, and to provide for the erection of a new court house, jail and clerk's office therein."

"An act to incorporate the Guardian Savings Institution, of the city of New York."

"An act to amend chapter 510 of the Laws of 1867, and to change the title of the New York Homœopathic Medical College Hospital, in the city of New York."

"An act to consolidate and amend the several acts relating to the village of Honeoye Falls, and to enlarge the powers of the corporation."

"An act to enable the towns of Middletown and Southfield, in the county of Richmond, to purchase the property and franchises of the Richmond County Plankroad Company in said county, and to provide for the payment of the same."

"An act to divide the Ninth ward, and create a new ward, in the city of Brooklyn."

"An act to amend an act entitled 'An act to authorize the election of two police justices in the town of Kingston,' passed March 20, 1851."

Ordered, That the Clerk deliver said bills to the Governor.

Mr. Little, from the committee on the judiciary, to which was re-committed the bill entitled "An act to release to Benjamin Sanchez the title of the people of the State of New York, acquired by escheat, in and to certain real estate," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to amend chapter 455 of the Laws of 1847, entitled 'An act to amend an act entitled An act to reduce the number of town officers and town and county expenses, and to prevent abuses in auditing town and county accounts,' passed May 10, 1845," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Irving | Nelson | Selkreg |
| Allis | Clausen | Johnson | Nicholson | Sherman |
| Babcock | Cook | Jones | O'Reilly | Skeels |
| Balcom | Cornwall | Juliand | Palmer | C. L. Smith |
| Bennet | Daily | Keady | Parshall | L. E. Smith |
| Bentley | Eaton | Kiernan | Penfield | Starr |
| Bergen | Farley | Kinney | Pond | Stevens |
| Bigelow | Flach | La Bau | Prince | Tarbox |
| Bristol | J. L. Flagg | Lefler | Purdy | Topliff |
| Brush | F. H. Flagge | Little | Raber | Tower |
| Burhans | Frear | Loughran | Ranney | Underwood |
| D. Burns | Gleason | Lounsbury | Ray | Weed |
| P. Burns | Halsey | Mallison | A. Richardson | Wellington |
| Button | Hartman | Mann | S. Richardson | Wendover |
| Cameron | Hasbrouck | Matthewson | Rider | Williams |
| Campbell | Hubbard | McKiever | Riley | A. I. Wood |
| Chism | Humphrey | Miller | Root | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to provide for building a bridge over Chambers creek, in the towns of Newburgh and New Windsor, in the county of Orange, and for making free the present toll bridge over Murderer's creek, in the town of New Windsor,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

The bill entitled "An act to repeal section 3 of chapter 439 of the Laws of 1867, entitled 'An act to extend the charter and increase the capital stock of the Smithsboro and Nichols Bridge Company,' passed April 19, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|----------|-----------|-------------|
| Ackert | W. S. Clark | Hubbard | Nelson | Riley |
| Allis | Cook | Humphrey | Nicholson | Root |
| Babcock | Cornwall | Irving | Palmer | Selkreg |
| Balcom | Daily | Jones | Parshall | Sherman |
| Bennet | Eaton | Juliand | Pond | L. E. Smith |
| Bentley | Farley | Keady | Prince | Starr |

| | | | | |
|----------|--------------|----------|---------------|------------|
| Bigelow | F. H. Flagge | La Bau | Purdy | Sullard |
| Brush | Frear | Lefler | Quinn | Summer |
| Burhans | Galvin | Little | Raber | Tarbox |
| D. Burns | Gleason | Madden | Ranney | Torrey |
| P. Burns | Guigou | Mallison | Ray | Weed |
| Cameron | Halsey | Mann | A. Richardson | Wellington |
| Chapman | Hartman | McKiever | S. Richardson | Wells |
| G. Clark | Hasbrouck | Miller | Rider | Wiley |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to incorporate the National Burglar's Insurance Company, of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 68 }
{ NOES 7 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Hubbard | Nelson | Sherman |
| Allis | Clausen | Humphrey | Nicholson | Skeels |
| Babcock | Cook | Jacobs | Palmer | Skillman |
| Balcom | Cornwall | Juliland | Parshall | Stannard |
| Bennet | Dayton | Kinney | Penfield | Topliff |
| Bentley | Flach | La Bau | Pond | Torrey |
| Bigelow | Farley | Lefler | Raber | Tower |
| Bristol | Flach | Little | Ranney | Underwood |
| Buel | J. L. Flagge | Loughran | Ray | Van Valkenburgh |
| Burhans | F. H. Flagge | Madden | Reeve | Weed |
| P. Burns | Galvin | Mallison | A. Richardson | Wellington |
| Cameron | Guigou | Mann | S. Richardson | F. H. Woods |
| Chism | Halsey | Matthewson | Root | Younglove |
| G. Clark | Hasbrouck | Miller | | |

Those who voted in the negative, were

| | | | | |
|----------|----------|----------|---------|-------------|
| Bergen | Campbell | McKiever | Selkreg | L. E. Smith |
| D. Burns | Hartman | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the East New York Savings Bank," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the Prospect Park Savings Bank, Brooklyn," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the Cossackie Savings Institution," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Buel introduced a bill entitled "An act to authorize and require the Comptroller of the State to settle with the treasurer of the counties of Hamilton, Warren and Essex, in relation to certain non-resident taxes," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Buel, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hubbard | Murphy | Selkreg |
| Allis | G. Clark | Humphrey | Nelson | Sherman |
| Babcock | W. S. Clark | Irving | Nicholson | C. L. Smith |
| Balcom | Clausen | Jacobs | O'Reilley | Stannard |
| Bamler | Cook | Jones | Palmer | Stevens |
| Bennet | Daily | Juliland | Parshall | Sullard |
| Bentley | Dayton | Keady | Place | Tarbox |
| Bergen | Eaton | Kiernan | Purdy | Topliff |
| Bigelow | Farley | Kinney | Quinn | Torrey |
| Brush | J. L. Flag | La Bau | Raber | Underwood |
| Buel | F. H. Flagge | Lefler | Ranney | Weed |
| Burhans | Frear | Lounsbury | Ray | Wellington |
| D. Burns | Gifford | Madden | A. Richardson | Wells |
| P. Burns | Gleason | Mallison | S. Richardson | Wiley |
| Button | Guigon | Mann | Riley | Williams |
| Cameron | Halsey | Matthewson | Sargent | Younglove |
| Chapman | Hasbrouck | McKiever | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the formation of a railroad company, and the construction of a railroad for public use, from the Utica and Black River railroad, by way of Forestport and Port Woodhull, to Bellingtowntown and branches," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|-----------|---------------|-----------------|
| Ackert | Clausen | Johnson | Penfield | Stevens |
| Allis | Cook | Jones | Place | Sullard |
| Babcock | Cornwall | Juliland | Pond | Tarbox |
| Balcom | Eaton | Keady | Prince | Topliff |
| Bamler | Farley | Kiernan | Ranney | Tower |
| Bennet | Flach | Kinney | Ray | Trainer |
| Bentley | J. L. Flag | La Bau | A. Richardson | Underwood |
| Bigelow | F. H. Flagge | Lasher | S. Richardson | Van Valkenburgh |
| Bristol | Galvin | Loughran | Riley | Weed |
| Buel | Gifford | Mallison | Root | Wellington |
| P. Burns | Gleason | Mann | Sargent | Wells |
| Cameron | Halsey | Miller | Selkreg | Wendover |
| Campbell | Hasbrouck | Nelson | Sherman | Wiley |
| Chism | Hubbard | Nicholson | Skeels | Williams |
| G. Clark | Humphrey | Palmer | L. E. Smith | Younglove |
| W. S. Clark | Irving | Parshall | Starr | |

Those who voted in the negative, were

D. Burns McKiever

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker presented a message from the Governor, transmitting the report of the Auditing Board on volunteer expenses, which was laid on the table and ordered printed.

(See Doc. No. 157.)

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the bill entitled "An act to authorize the town of Argyle, in the county of Washington, to raise money by tax for the erection of a court house and jail therein for said county," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the bill entitled "An act to amend an act for the preservation of the health of animals used for human food," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was recommitted the bill entitled "An act to increase the capital stock, and amend the articles of association, of the Kingston Building Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was referred the bill entitled "An act to incorporate the Eastside Association, of the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was referred the bill entitled "An act to provide for the construction of a tunnel in the city of Newburgh," with power to report complete at any time, reported as a substitute therefor the Senate bill entitled "An act for the grading of a street in the city of Newburgh;" which report was agreed to, and said bill ordered to a third reading.

By unanimous consent,

Mr. Bentley, from the committee on claims, to which was referred the Senate bill entitled "An act for the relief of James D. Shuler, conferring jurisdiction on the Canal Appraisers to hear and determine his claim for compensation for lands appropriated to the enlargement of the Erie canal," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to incorporate the Carthage Savings Bank,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to incorporate the Eastside Savings Bank, in the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Irving, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize the extension of railroad tracks from Atlantic avenue to Prospect park, in the city of Brooklyn,"

with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent,

Mr. Humphrey, from the committee on public health, to which was referred the Senate bill entitled "An act to prevent burials near the reservoirs and ponds used for the supply of the city of Brooklyn with water," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

The bill entitled "An act authorizing an appropriation to preserve the State bridge across the Sacandaga river, in the county of Saratoga," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|-----------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Nicholson | Sherman |
| Allis | W. S. Clark | Jones | Palmer | Skeels |
| Babcock | Clausen | Juliand | Parshall | Skillman |
| Balcom | Cook | Keady | Pitts | L. E. Smith |
| Bamler | Cornwall | Kiernan | Place | Stannard |
| Bennet | Davis | Kinney | Pond | Stevens |
| Bentley | Dayton | La Bau | Prince | Tarbox |
| Bergen | Decker | Leifer | Baber | Topliff |
| Bigelow | Eaton | Little | Ranney | Torrey |
| Bristol | J. L. Flagg | Lounsbury | Ray | Tower |
| Brush | F. H. Flagge | Madden | A. Richardson | Underwood |
| Buel | Frear | Mallison | S. Richardson | Van Valkenburgh |
| D. Burns | Gifford | McKiever | Riley | Weed |
| P. Burns | Gleason | Miller | Root | Wells |
| Cameron | Halsey | Murphy | Sargent | Wiley |
| Campbell | Hasbrouck | Nelson | Selkreg | F. H. Woods |
| Chism | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Producers' and Dealers' Milk Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 16 }
{ NOES 68 }

Those who voted in the affirmative, were

| | | | | |
|---------|----------|--------------|---------|---------------|
| Ackert | G. Clark | Eaton | Juliand | Pond |
| Allis | Cook | F. H. Flagge | Lasher | Reeve |
| Balcom | Cornwall | Humphrey | Palmer | A. Richardson |
| Burhans | | | | |

Those who voted in the negative, were

| | | | | |
|---------|-------------|---------|-----------|-------------|
| Babcock | W. S. Clark | Jacobs | Nelson | Skillman |
| Bamler | Clausen | Johnson | Nicholson | L. E. Smith |
| Bennet | Daily | Jones | O'Reilly | Speaker |
| Bentley | Decker | Keady | Parshall | Sullard |
| Bergen | J. L. Flagg | Kiernan | Pensfield | Tarbox |
| Bigelow | Frear | Little | Pitts | Trainer |

| | | | | |
|----------|-----------|------------|---------------|-------------|
| Brush | Galvin | Loughran | Purdy | Underwood |
| Buel | Gleason | Mallison | Quinn | Weed |
| D. Burns | Guigou | Mann | S. Richardson | Wellington |
| P. Burns | Halsey | Matthewson | Riley | Wells |
| Button | Hartman | McKiever | Selkreg | Wiley |
| Cameron | Hasbrouck | Miller | Sherman | Williams |
| Campbell | Hubbard | Moran | Skeels | F. H. Woods |
| Chism | Irving | Murphy | | |

Mr. Frear moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the negative.

Mr. Frear withdrew the motion to reconsider.

Mr. McKiever renewed said motion.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 8 }
{ NOES 66 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|---------|-----------|-----------|
| Ackert | Juliland | Topliff | Underwood | Younglove |
| Balcom | Lasher | Torrey | | |

Those who voted in the negative, were

| | | | | |
|----------|--------------|------------|---------------|---------------|
| Allis | W. S. Clark | Halsey | Miller | S. Richardson |
| Bennet | Clausen | Hartman | Moran | Riley |
| Bentley | Cornwall | Hasbrouck | Nelson | Root |
| Bergen | Daily | Hubbard | Nicholson | Selkreg |
| Bigelow | Decker | Irving | O'Reilly | L. E. Smith |
| Brush | Eaton | Jacobs | Palmer | Speaker |
| Buel | Farley | Johnson | Parshall | Stannard |
| D. Burns | Flach | Keady | Penfield | Sumner |
| P. Burns | J. L. Flag | Kiernan | Pond | Wellington |
| Button | F. H. Flagge | Mallison | Purdy | Wells |
| Cameron | Galvin | Mann | Quinn | Wiley |
| Campbell | Gleason | Matthewson | Ray | Williams |
| Chism | Guigou | McKiever | A. Richardson | F. H. Woods |
| G. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of non-concurrence in the passage of the same.

By unanimous consent,

Mr. Mallison called for the consideration of the resolution heretofore offered by him, in the words following:

Resolved (if the Senate concur), That His Excellency the Governor be respectfully requested to return Assembly bill entitled "An act to amend an act entitled 'An act for the better regulation of firemen in the city of Brooklyn,' passed February 17, 1867, and the acts amendatory thereof, passed April 14, 1862, and May 2, 1863," for the purpose of correction.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. J. L. Flag moved to take from the table the motion to reconsider the vote on the bill entitled "An act relative to the justices' court in and for the city of Troy."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 8 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|-----------|---------------|-----------------|
| Ackert | Cook | Hartman | Mann | Skeels |
| Allis | Cornwall | Hasbrouck | Matthewson | Skillman |
| Bamler | Daily | Hubbard | Miller | Speaker |
| Bennet | Dayton | Humphrey | Nelson | Stannard |
| Bentley | Decker | Johnson | Palmer | Tarbox |
| Bergen | Eaton | Jones | Parshall | Topliff |
| Bigelow | Flach | Juliand | Penfield | Underwood |
| Brush | J. L. Flagg | Keady | Place | Van Valkenburgh |
| D. Burns | F. H. Flagg | Kiernan | Pond | Weed |
| P. Burns | Frear | La Bau | Purdy | Wellington |
| Button | Galvin | Lasher | Reeve | Wells |
| Cameron | Gleason | Loughran | A. Richardson | Wiley |
| Campbell | Guigon | Lounsbury | Riley | Williams |
| W. S. Clark | Halsey | Mallison | Root | F. H. Woods |
| Clausen | | | | |

Those who voted in the negative, were

| | | | | |
|--------|-----------|---------------|-------------|---------|
| Balcom | Jacobs | Pitts | L. E. Smith | Stevens |
| Chism | Nicholson | S. Richardson | | |

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|----------|-------------|
| Ackert | Dayton | Jones | O'Reilly | C. L. Smith |
| Allis | Decker | Juliand | Palmer | L. E. Smith |
| Bamler | Eaton | Keady | Parshall | Stannard |
| Bergen | Flach | Kiernan | Pitts | Stevens |
| Bigelow | J. L. Flagg | La Bau | Place | Sullard |
| Brush | Frear | Lasher | Pond | Tarbox |
| D. Burns | Galvin | Little | Prince | Topliff |
| P. Burns | Gleason | Loughran | Purdy | Tower |
| Button | Guigon | Lounsbury | Quinn | Underwood |
| Cameron | Halsey | Mann | Reeve | Weed |
| Campbell | Hartman | Matthewson | Riley | Wellington |
| Chism | Hasbrouck | McKiever | Root | Wiley |
| W. S. Clark | Hubbard | Miller | Selkreg | Williams |
| Clausen | Humphrey | Murphy | Sherman | F. H. Woods |
| Cook | Johnson | Nelson | Skeels | Youngiote |
| Cornwall | | | | |

Those who voted in the negative, were

| | | |
|--------|-----------|---------------|
| Balcom | Nicholson | S. Richardson |
|--------|-----------|---------------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker presented a communication from the New York East Annual Conference of the M. E. Church, concerning scandalous publications.

On motion of Mr. Murphy, said communication was referred to the committee on charitable and religious societies.

The Senate bill entitled "An act to incorporate the Jerauld Institute, of Niagara Falls, for the education of young ladies," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|---------------|-----------------|
| Ackert | Clausen | Jones | Parshall | L. E. Smith |
| Allis | Cornwall | Juliard | Pitts | Speaker |
| Babcock | Davis | Kiernan | Place | Stevens |
| Balcom | Dayton | Kinney | Pond | Sullard |
| Bennet | Decker | La Bau | Purdy | Tarbox |
| Bergen | Eaton | Loughran | Raber | Topliff |
| Bigelow | Flach | Lounsbury | Ranney | Tower |
| Bristol | J. L. Flagg | Mallison | Ray | Trainer |
| Brush | Furman | Mann | A. Richardson | Underwood |
| D. Burns | Galvin | Matthewson | S. Richardson | Van Valkenburgh |
| P. Burns | Gleason | Miller | Riley | Wellington |
| Cameron | Guigon | Murphy | Root | Wells |
| Campbell | Halsey | Nelson | Selkreg | Williams |
| Chism | Hasbrouck | Nicholson | Skeels | F. H. Woods |
| G. Clark | Hubbard | Palmer | Skillman | Younglove |
| W. S. Clark | Jacobs | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bamler, from the committee on the affairs of cities, to which was recommended the Senate bill entitled "An act to amend chapter 565, Laws of 1867, entitled 'An act to incorporate the Buffalo City Railway Company,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent,

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act in relation to wharves, piers and bulkheads in the cities of New York and Brooklyn," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Keady,

Resolved, That the bill entitled "An act to provide for paving in the city of Brooklyn, Atlantic street and avenue, from the East river to Flatbush avenue, with the improved Belgian, Nicholson or any other improved pavement," be recommended to the committee on the affairs of cities, with power to report complete at any time.

By unanimous consent,

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the bill entitled "An act to repeal an act entitled 'An act to amend an act entitled An act for the incorporation of companies formed to navigate the ocean by steamships or vessels using caloric engines,' passed April 12, 1852, passed April 17, 1867," reported the same for the consideration of the House; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to amend the charter of the United States Warehouse Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the Fireproof Warehousing Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Madden, from the committee on charitable and religious societies, to which was referred the bill entitled "An act to incorporate the Hebrew Christian Brotherhood," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Madden, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Poughkeepsie Female Guardian Society,' passed April 15, 1852," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Madden, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to prevent encroachments upon graveyards," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the bill entitled "An act to repeal article 1, title 19, chapter 20, part 1 of the Revised Statutes, relative to regulations concerning brokers," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent,

Mr. Lasher introduced a bill entitled "An act to authorize the construction of swing bridges over the Chenango canal, in the city of Binghamton, at its intersection with Henry and Hanly streets," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

The bill entitled "An act in relation to the opening of certain streets in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative were

| | | | | |
|----------|-------------|------------|---------------|-------------|
| Ackert | Decker | Kiernan | Parshall | L. E. Smith |
| Allis | Farley | Kinney | Pitts | Speaker |
| Babcock | Flach | La Bau | Pond | Stannard |
| Balcom | J. L. Flagg | Lasher | Prince | Stevens |
| Bennet | Frear | Laffer | Purdy | Sullard |
| Bigelow | Furman | Little | Raber | Tarbox |
| Brush | Galvin | Madden | Raney | Topliff |
| Burhans | Gleason | Mallison | Ray | Torrey |
| P. Burns | Guigou | Mann | Reeve | Tower |
| Button | Halsey | Matthewson | A. Richardson | Underwood |

| | | | | |
|-------------|----------|----------|---------------|-------------|
| Campbell | Hartman | McKiever | S. Richardson | Weed |
| G. Clark | Hubbard | Miller | Riley | Wellington |
| W. S. Clark | Humphrey | Murphy | Root | Wiley |
| Clausen | Johnson | Nelson | Selkreg | Williams |
| Cornwall | Jones | O'Reilly | Sherman | F. H. Woods |
| Daily | Juliand | Palmer | Skeels | Younglove |
| Dayton | Keady | | | |

For the negative,

Bergen

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Tower,

Resolved, That the Senate bill entitled "An act to incorporate the Park Savings Bank, of the city of Brooklyn," be referred to the committee on banks, with power to report complete at any time.

The bill entitled "An act to incorporate the Ellsworth Social Club, in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Johnson | Parshall | Skillman |
| Allis | Cook | Jones | Penfield | Speaker |
| Babcock | Cornwall | Juliand | Pitts | Starr |
| Balcom | Dayton | Keady | Pond | Sullard |
| Bamler | Decker | Kiernan | Prince | Tarbox |
| Bennet | Eaton | La Bau | Purdy | Topliff |
| Bergen | J. L. Flagg | Lefler | Raber | Torrey |
| Bigelow | F. H. Flagge | Little | Ranney | Trainer |
| Bristol | Gifford | Madden | Ray | Underwood |
| Brush | Gleason | Mallison | A. Richardson | Weed |
| D. Burns | Guigou | Mann | S. Richardson | Wellington |
| P. Burns | Halsey | Matthewson | Riley | Wendover |
| Cameron | Hartman | Miller | Root | Wiley |
| Campbell | Hasbrouck | Murphy | Selkreg | Williams |
| Chism | Hubbard | Nicholson | Sherman | F. H. Woods |
| G. Clark | Humphrey | Palmer | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the corporation of the city of Albany to reduce the width of De Witt street, between Perry and Robin streets, in the city of Albany," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|---------|----------|-------------|
| Ackert | W. S. Clark | Irving | Nelson | Skeels |
| Allis | Clausen | Johnson | Palmer | L. E. Smith |
| Babcock | Cornwall | Jones | Parshall | Stannard |
| Balcom | Dayton | Juliand | Pitts | Stevens |
| Bennet | Decker | Keady | Place | Sullard |

| | | | | |
|----------|-------------|------------|---------------|----------------|
| Bentley | Eaton | Kiernan | Pond | Topliff |
| Bergen | Flach | Kinney | Prince | Torrey |
| Bigelow | J. L. Flagg | La Bau | Purdy | Tower |
| Brush | Frear | Lasher | Raber | Underwood |
| Burhans | Furman | Lefler | Ray | Van Valkenb'rg |
| D. Burns | Galvin | Little | A. Richardson | Wellington |
| P. Burns | Gleason | Mallison | S. Richardson | Wells |
| Button | Halsey | Mann | Rider | Wiley |
| Cameron | Hasbrouck | Matthewson | Sargent | Williams |
| Campbell | Hubbard | McKiever | Selkreg | F. H. Woods |
| G. Clark | Humphrey | Miller | Sherman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the improvement of the Big Chazy river," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|----------|---------------|----------------|
| Ackert | Cook | Keady | Prince | Sullard |
| Allis | Daily | Kiernan | Raber | Topliff |
| Babcock | Decker | Kinney | Reeve | Torrey |
| Balcom | Eaton | La Bau | A. Richardson | Tower |
| Bamler | Farley | Lasher | S. Richardson | Trainer |
| Bennet | J. L. Flagg | Lefler | Riley | Underwood |
| Bergen | F. H. Flagg | Little | Selkreg | Van Valkenb'rg |
| Bigelow | Frear | Mallison | Sherman | Weed |
| Bristol | Gleason | Mann | Skeels | Wellington |
| Brush | Halsey | McKiever | Skillman | Wells |
| Buel | Hasbrouck | Nelson | L. E. Smith | Wendover |
| Button | Humphrey | Parshall | Speaker | Wiley |
| Cameron | Jacobs | Pitts | Stannard | Williams |
| Campbell | Jones | Place | Stevens | Younglove |
| W. S. Clark | Julian | Pond | | |

Those who voted in the negative, were

| | | | | |
|----------|----------|--------|------------|--------|
| Burhans | Cornwall | Guigon | Matthewson | Miller |
| D. Burns | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the Senate bill to amend the acts to provide for the incorporation of religious societies, so far as the same relates to churches, in connection with the Protestant Episcopal Church, and that it be ordered to a third reading.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the Senate bill entitled "An act to incorporate the Poughkeepsie Female Guardian Society," be referred to the committee on charitable and religious societies, with power to report complete at any time.

By unanimous consent, on motion of Mr. Ranney,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act requiring the clerk of the county of Onondaga to cause certain maps to be made and filed in his office," and that said bill be ordered to a third reading.

The Senate bill entitled "An act to enable the electors of the village of Geneseo to raise money in aid of the Wadsworth Normal and Training School, located in that village," was being read a third time, when, on motion of Mr. Brush, the same was referred to the committee on public education, with power to report complete at any time.

By unanimous consent, on motion of Mr. Murphy,

Resolved, That the Senate bill entitled "An act to amend the charter of the United States Warehousing Company," be recommitted to the committee on commerce and navigation, to report complete at any time.

The Senate bill entitled "An act to legalize the official acts of Joshua S. Bliss, a justice of the peace," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|-----------|---------------|-------------|
| Allis | W. S. Clark | Jacobs | Palmer | Sherman |
| Babcock | Cornwall | Jones | Parshall | Skeels |
| Balcom | Daily | Juliland | Penfield | Skillman |
| Bamler | Dayton | Keady | Pitts | L. E. Smith |
| Bennet | Decker | Kiernan | Pond | Speaker |
| Bergen | Farley | La Bau | Prince | Starr |
| Bigelow | Flach | Lefler | Raber | Stevens |
| Bristol | J. L. Flagg | Little | Ranney | Sumner |
| Brush | F. H. Flagge | Lounsbury | Ray | Tarbox |
| Buel | Frear | Madden | Reeve | Topliff |
| Burhans | Galvin | Mallison | A. Richardson | Torrey |
| D. Burns | Gleason | Mann | S. Richardson | Trainer |
| P. Burns | Halsey | McKiever | Rider | Underwood |
| Cameron | Hasbrouck | Miller | Riley | Weed |
| Campbell | Hubbard | Nelson | Sargent | Wellington |
| Chism | Humphrey | Nicholson | Selkreg | A. I. Wood |
| G. Clark | Irving | O'Reilly | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend chapter 164 of the Laws of 1865, entitled "An act to extend the time for the commencement and construction of the Grand Hotel Company, of New York city," passed March 22, 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|-----------|---------------|-----------------|
| Allis | W. S. Clark | Irving | Palmer | Starr |
| Babcock | Clausen | Jacobs | Pitts | Stevens |
| Balcom | Cornwall | Johnson | Place | Sumner |
| Bennet | Dayton | Jones | Pond | Tarbox |
| Bergen | Decker | Keady | Prince | Topliff |
| Bigelow | Eaton | Kiernan | Ranney | Tower |
| Bradstreet | Flach | La Bau | Ray | Trainer |
| Brush | J. L. Flagg | Lefler | A. Richardson | Underwood |
| Buel | F. H. Flagge | Lounsbury | S. Richardson | Van Valkenburgh |

| | | | | |
|----------|---------|----------|-------------|------------|
| D. Burns | Frear | Madden | Riley | Weed |
| Button | Gleason | Mallison | Selkreg | Wellington |
| Cameron | Guigou | McKiever | Sherman | Wells |
| Campbell | Halsey | Murphy | Skeels | Wiley |
| Chism | Howard | Nelson | L. E. Smith | Younglove |
| G. Clark | Hubbard | O'Reilly | Speaker | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to provide for the incorporation of trustees for the management and care of certain funds now held for the Protestant Episcopal Church, in the diocese of Western New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|---------------|-----------------|
| Allis | Clausen | Irving | O'Reilly | Skeels |
| Babcock | Cornwall | Johnson | Penfield | L. E. Smith |
| Balcom | Daily | Jones | Pitts | Starr |
| Bamler | Decker | Juliland | Place | Stevens |
| Bennet | Eaton | Keady | Pond | Sullard |
| Bergen | Farley | Kiernan | Prince | Tarbox |
| Bigelow | Flach | La Bau | Raber | Topliff |
| Bristol | J. L. Flagg | Little | Ranney | Tower |
| Brush | F. H. Flagg | Madden | Ray | Trainer |
| Buel | Gleason | Mallison | A. Richardson | Underwood |
| Burhans | Guigou | Mann | S. Richardson | Van Valkenburgh |
| Button | Halsey | Matthewson | Riley | Wellington |
| Cameron | Hartman | Miller | Root | Wells |
| Campbell | Hasbrouck | Murphy | Sargent | Wiley |
| Chism | Hubbard | Nelson | Selkreg | F. H. Woods |
| G. Clark | Humphrey | Nicholson | Sherman | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the village of Hamilton, in the town of Hamilton, in the county of Madison, and to repeal its charter," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|-----------|---------------|-------------|
| Ackert | G. Clark | Irving | Palmer | L. E. Smith |
| Allis | W. S. Clark | Jacobs | Parshall | Speaker |
| Babcock | Clausen | Johnson | Pitts | Stannard |
| Balcom | Cornwall | Jones | Place | Starr |
| Bamler | Daily | Juliland | Pond | Sullard |
| Bennet | Dayton | Keady | Prince | Tarbox |
| Bentley | Decker | Kiernan | Raber | Topliff |
| Bigelow | Eaton | La Bau | Ranney | Tower |
| Bradstreet | Flach | Little | Ray | Trainer |
| Bristol | J. L. Flagg | Lounsbury | A. Richardson | Underwood |
| Brush | Frear | Mallison | S. Richardson | Weed |

| | | | | |
|----------|-----------|------------|---------|------------|
| D. Burns | Furman | Mann | Riley | Wellington |
| P. Burns | Gleason | Matthewson | Root | Wells |
| Button | Guigou | McKiever | Sargent | Williams |
| Cameron | Halsey | Miller | Selkreg | A. I. Wood |
| Campbell | Hasbrouck | Nelson | Sherman | Younglove |
| Chism | Hubbard | Nicholson | Skeels | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Jacobs, the Senate bill entitled "An act to amend an act entitled 'An act to establish fire limits, and for the more effectual prevention of fires in the city of Brooklyn,' passed April 80, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|-----------|---------------|----------------|
| Ackert | Chism | Howard | Palmer | C. L. Smith |
| Allis | G. Clark | Hubbard | Parshall | L. E. Smith |
| Babcock | W. S. Clark | Irving | Pitts | Speaker |
| Balcom | Cornwall | Jacobs | Place | Stevens |
| Bamler | Daily | Jones | Pond | Sullard |
| Bennet | Dayton | Julian | Prince | Sumner |
| Bentley | Decker | Keady | Quinn | Topliff |
| Bergen | Eaton | Kiernan | Raber | Tower |
| Bradstreet | Farley | La Bau | Ranney | Trainer |
| Bristol | J. L. Flagg | Lasher | Ray | Underwood |
| Brush | Frear | Lounsbury | A. Richardson | Van Valkenb'rg |
| Buel | Furman | Mallison | S. Richardson | Wellington |
| D. Burns | Galvin | Mann | Rogers | Wendover |
| P. Burns | Gleason | McKiever | Sargent | Wiley |
| Button | Guigou | Miller | Selkreg | F. H. Woods |
| Cameron | Halsey | Murphy | Sherman | Younglove |
| Campbell | Hartman | Nicholson | Skeels | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to release to Isabella Jackson the interest of the people of the State of New York in certain real estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------|--------------|----------|-----------|----------------|
| Ackert | G. Clark | Humphrey | O'Reilley | L. E. Smith |
| Allis | W. S. Clark | Irving | Palmer | Speaker |
| Babcock | Clausen | Jacobs | Parshall | Starr |
| Balcom | Cornwall | Johnson | Pitts | Stevens |
| Bamler | Daily | Julian | Place | Sullard |
| Bennet | Dayton | Keady | Pond | Tarbox |
| Bentley | Decker | Kiernan | Prince | Topliff |
| Bergen | Eaton | La Bau | Quinn | Tower |
| Bigelow | Farley | Little | Raber | Trainer |
| Bristol | J. L. Flagg | Loughran | Ranney | Underwood |
| Brush | F. H. Flagge | Madden | Ray | Van Valkenb'rg |

| | | | | |
|----------|---------|------------|---------------|-------------|
| Buel | Frear | Mallison | A. Richardson | Wellington |
| D. Burns | Furman | Mann | S. Richardson | Wells |
| P. Burns | Gifford | Matthewson | Riley | Wendover |
| Button | Guigou | McKiever | Sargent | Wiley |
| Cameron | Halsey | Miller | Selkreg | Williams |
| Campbell | Hartman | Murphy | Sherman | F. H. Woods |
| Chapman | Howard | Nelson | Skeels | Younglove |
| Chism | Hubbard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to legalize and confirm certain proceedings of the school meetings held in joint district No. 4, of the towns of York, Livingston county, and Pavilion, Genesee county, in designating a site for a school house in said district, in voting a tax to purchase said site, and also build a school house thereon, and of the trustee of said district, in causing such taxes to be levied and and collected," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|-------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Irving | Nicholson | Skeels |
| Allis | Clausen | Jacobs | Palmer | Skillman |
| Babcock | Cornwall | Juliland | Parshall | L. E. Smith |
| Balcom | Daily | Keady | Pitts | Speaker |
| Bamler | Dayton | Kiernan | Place | Stevens |
| Bennet | Decker | Kinney | Pond | Sullard |
| Bergen | Eaton | LaBau | Prince | Topliff |
| Bigelow | Flach | Little | Raber | Tower |
| Bristol | J. L. Flagg | Lounsbury | Ranney | Trainer |
| Brush | Frear | Madden | Ray | Van Valkenburgh |
| Burbans | Furman | Mallison | A. Richardson | Weed |
| D. Burns | Gleason | Matthewson | S. Richardson | Wellington |
| P. Burns | Guigou | McKiever | Riley | Wells |
| Cameron | Hasbrouck | Miller | Root | Williams |
| Campbell | Howard | Murphy | Sargent | F. H. Woods |
| Chism | Humphrey | Nelson | Selkreg | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act changing the name of the Wolstenholme File Manufacturing Company to the Buffalo File Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|---------|
| Ackert | Campbell | Hartman | Miller | Selkreg |
| Allis | Chism | Hasbrouck | Nelson | Sherman |
| W. S. Andrews | G. Clark | Hubbard | Nicholson | Skeels |
| Babcock | W. S. Clark | Humphrey | Palmer | Speaker |
| Balcom | Clausen | Irving | Parshall | Stevens |

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Bennet | Cornwall | Jacobs | Pitts | Sumner |
| Bentley | Dayton | Jones | Place | Tarbox |
| Bigelow | Decker | Kiernan | Pond | Topliff |
| Bradstreet | Eaton | Kinney | Prince | Tower |
| Bristol | J. L. Flagg | La Bau | Raber | Trainer |
| Brush | F. H. Flagge | Lounsbury | Ranney | Underwood |
| D. Burns | Frear | Madden | Ray | Van Valkenb'rgh |
| P. Burns | Furman | Mallison | S. Richardson | Wellington |
| Button | Gleason | Matthewson | Rider | Wells |
| Cameron | Halsey | McKiever | Root | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend the Metropolitan Police law, concerning the Police Life Insurance fund," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Clausen | Jones | Pitts | L. E. Smith |
| Allis | Cornwall | Juliland | Place | Speaker |
| W. S. Andrews | Dayton | Keady | Pond | Starr |
| Babcock | Decker | Kiernan | Prince | Stevens |
| Balcom | Eaton | La Bau | Quinn | Sumner |
| Bennet | Flach | Madden | Raber | Tarbox |
| Bergen | J. L. Flagg | Mallison | Ranney | Topliff |
| Bigelow | F. H. Flagge | Mann | Ray | Tower |
| Bristol | Frear | Matthewson | A. Richardson | Trainer |
| Brush | Gleason | McKiever | S. Richardson | Underwood |
| Buel | Halsey | Murphy | Rider | Van Valkenb'rgh |
| D. Burns | Hartman | Nelson | Riley | Weed |
| P. Burns | Hasbrouck | Nicholson | Root | Wellington |
| Cameron | Humphrey | O'Reilly | Sargent | Wiley |
| Campbell | Irving | Palmer | Selkreg | Williams |
| G. Clark | Johnson | Parshall | Sherman | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act authorizing the common council of the city of Poughkeepsie to build sewers therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|----------|-------------|
| Ackert | W. S. Clark | Jacobs | O'Reilly | Selkreg |
| Allis | Cook | Johnson | Palmer | Sherman |
| W. S. Andrews | Cornwall | Jones | Parshall | Skeels |
| Babcock | Dayton | Juliland | Pitts | C. L. Smith |
| Balcom | Decker | Keady | Place | Stannard |
| Bennet | Eaton | Kiernan | Pond | Stevens |
| Bentley | J. L. Flagg | La Bau | Prince | Sullard |
| Bradstreet | F. H. Flagge | Little | Quinn | Tarbox |
| Bristol | Frear | Loughran | Raber | Topliff |
| Brush | Galvin | Lounsbury | Ranney | Torrey |

| | | | | |
|----------|----------|------------|---------------|------------|
| Burhans | Gleason | Madden | Ray | Trainer |
| D. Burns | Guigou | Mallison | A. Richardson | Underwood |
| P. Burns | Halsey | Mann | S. Richardson | Wellington |
| Button | Hartman | Matthewson | Rider | Wells |
| Cameron | Hubbard | Miller | Riley | A. I. Wood |
| Campbell | Humphrey | Murphy | Sargent | Younglove |
| G. Clark | Irving | Nelson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the Deaconess Institution of the Evangelical Lutheran Church," was being read a third time, when, on motion of Mr. Bergen, the same was recommitted to the committee on charitable and religious societies.

The bill entitled "An act to authorize the board of supervisors of the county of Queens to build a court house and jail building for said county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | Chism | Hubbard | Nicholson | Sherman |
| Allis | G. Clark | Humphrey | O'Reilly | Skeels |
| W. S. Andrews | W. S. Clark | Irving | Palmer | L. E. Smith |
| Babcock | Clausen | Jacobs | Pitts | Speaker |
| Balcom | Cornwall | Jones | Place | Starr |
| Bamler | Dayton | Julland | Pond | Sullaard |
| Bennet | Decker | Kiernan | Prince | Summer |
| Bergen | Eaton | Kinney | Raber | Tarbox |
| Bigelow | Farley | La Bau | Ranney | Topliff |
| Brush | J. L. Flagg | Little | Ray | Torrey |
| Buel | Frear | Madden | A. Richardson | Trainer |
| Burhans | Furman | Mallison | S. Richardson | Van Valkenburgh |
| D. Burns | Galvin | Mann | Riley | Wellington |
| P. Burns | Gleason | Matthewson | Rogers | Wells |
| Button | Guigou | McKiever | Root | F. H. Woods |
| Cameron | Halsey | Miller | Selkreg | Younglove |
| Campbell | Hartman | Nelson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the commissioners of highways of the town of Brighton to acquire the right of way for such portions of the River road, in said town, as have been wholly or partially destroyed, through any adjacent orchards or sites of fruit trees, by an assessment of damages to the owners, in the same manner as in other cases," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------|-------------|--------|----------|---------|
| Ackert | W. S. Clark | Irving | O'Reilly | Sherman |
| Allis | Cook | Jacobs | Palmer | Skeels |

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Babcock | Cornwall | Jones | Parshall | L. E. Smith |
| Balcom | Davis | Juliland | Pitts | Stannard |
| Bamler | Dayton | Kiernan | Place | Starr |
| Bennet | Decker | Kinney | Pond | Sumner |
| Bentley | Eaton | La Bau | Prince | Tarbox |
| Bigelow | Farley | Loughran | Purdy | Topliff |
| Bradstreet | J. L. Flagg | Lounsbury | Raber | Tower |
| Brush | F. H. Flagge | Madden | Ranney | Trainer |
| Burhans | Frear | Mallison | Ray | Underwood |
| D. Burns | Furman | Mann | A Richardson | Van Valkenb'rgh |
| P. Burns | Gleason | Matthewson | S. Richardson | Wellington |
| Button | Halsey | McKiever | Riley | Wells |
| Cameron | Hartman | Miller | Rogers | Williams |
| Campbell | Hasbrouck | Murphy | Sargent | F. H. Woods |
| Chism | Hubbard | Nelson | Selkreg | Younglove |
| G. Clark | Humphrey | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for taxing dogs, and for the collection of such tax, and to create a fund to pay for injuries upon sheep occasioned by dogs in the county of Columbia," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Campbell | Halsey | Murphy | Selkreg |
| Allis | Chapman | Hartman | Nelson | Sherman |
| W. S. Andrews | Chism | Hasbrouck | O'Reilley | Skillman |
| Babcock | W. S. Clark | Irving | Parshall | C. L. Smith |
| Balcom | Clausen | Jacobs | Pitts | L. E. Smith |
| Bamler | Cook | Johnson | Place | Speaker |
| Bennet | Cornwall | Jones | Pond | Tarbox |
| Bentley | Daily | Juliland | Prince | Topliff |
| Bergen | Dayton | Kiernan | Purdy | Torrey |
| Bigelow | Decker | La Bau | Raber | Trainer |
| Bradstreet | Eaton | Leder | Ranney | Underwood |
| Brush | Farley | Loughran | Ray | Van Valkenb'rgh |
| Buel | Flach | Lounsbury | S. Richardson | Wellington |
| D. Burns | J. L. Flagg | Madden | Rider | Wells |
| P. Burns | F. H. Flagge | Mann | Riley | Wiley |
| Button | Frear | Matthewson | Root | Williams |
| Cameron | Furman | Miller | | |

Those who voted in the negative, were

| | | | | |
|--------|----------|----------|----------|-------|
| Galvin | Hubbard | Keady | Moran | Keels |
| Guigon | Humphrey | McKiever | Penfield | Weed |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The hour of half past 12 o'clock having arrived,

Mr. Speaker announced the special order to be the third reading of the bill entitled "An act to facilitate the transportation of freight, and to regulate the prices thereof on certain railroads of this State."

Mr. W. S. Clark moved the previous question on the third reading of said bill.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 37 }
{ NOES 60 }

Those who voted in the affirmative, were

| | | | | |
|----------|----------|----------|---------------|------------|
| Allis | Clausen | Mann | Ranney | Stevens |
| Babcock | Cook | Miller | Ray | Tarbox |
| Balcom | Cornwall | Palmer | S. Richardson | Torrey |
| Bigelow | Eaton | Parshall | Root | Weed |
| Bristol | Farley | Pitts | Selkreg | Wellington |
| Button | Gleason | Place | Skeels | Williams |
| Cameron | Juliand | Pond | L. E. Smith | Younglove |
| G. Clark | Kinney | | | |

Those who voted in the negative, were

| | | | | |
|---------------|--------------|-----------|------------|-----------------|
| Ackert | Daily | Hubbard | Mallison | Sherman |
| W. S. Andrews | Decker | Humphrey | Matthewson | Skillman |
| Bamler | Flach | Irving | McKiever | C. L. Smith |
| Bentley | J. L. Flagge | Jacobs | Moran | Speaker |
| Bergen | F. H. Flagge | Johnson | Murphy | Starr |
| Brush | Frear | Jones | O'Reilley | Topliff |
| Burhans | Furman | Keady | Penfield | Tower |
| D. Burns | Galvin | Kiernan | Prince | Trainer |
| P. Burns | Guigou | La Bau | Purdy | Van Valkenb'rgh |
| Campbell | Halsey | Loughran | Quinn | Wells |
| Chism | Hartman | Lounsbury | Raber | Wiley |
| W. S. Clark | Hasbrouck | Madden | Riley | F. H. Woods |

When the name of Mr. Root was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Mr. Brush moved to reconsider the vote just taken, and on that motion moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 31 }
{ NOES 53 }

Those who voted in the affirmative, were

| | | | | |
|---------|----------|----------|---------------|------------|
| Allis | Cook | Mann | Ranney | Tarbox |
| Babcock | Cornwall | Miller | Ray | Torrey |
| Balcom | Eaton | Palmer | S. Richardson | Weed |
| Bigelow | Farley | Parshall | Selkreg | Wellington |
| Bristol | Gleason | Place | L. E. Smith | Williams |
| Cameron | Juliand | Pond | Stevens | Younglove |
| Clausen | | | | |

Those who voted in the negative, were

| | | | | |
|----------|--------------|----------|------------|-------------|
| Ackert | Flach | Hubbard | Matthewson | Riley |
| Bamler | Decker | Humphrey | McKiever | Sherman |
| Bentley | J. L. Flagge | Irving | Moran | C. L. Smith |
| Bergen | F. H. Flagge | Johnson | Murphy | Starr |
| Brush | Frear | Jones | O'Reilley | Topliff |
| Burhans | Furman | Keady | Penfield | Tower |
| P. Burns | Galvin | Kiernan | Prince | Trainer |

| | | | | |
|-------------|-----------|----------|-------|-------------|
| Campbell | Guigou | La Bau | Purdy | Underwood |
| Chism | Halsey | Loughran | Quinn | Wells |
| W. S. Clark | Hartman | Madden | Raber | F. H. Woods |
| Daily | Hasbrouck | Mallison | | |

A message from the Senate was received and read, requesting the concurrence of the Assembly to a resolution, in the words following:

Resolved (if the Senate concur), That His Excellency the Governor be requested to return to the Assembly the bill entitled "An act for the better regulation of firemen in the city of Brooklyn," for the purpose of correction.

Ordered, That said resolution be laid on the table.

Mr. Furman, from the committee on public education, to which was referred the Senate bill entitled "An act to enable the electors of the village of Geneseo to raise money in aid of the Wadsworth Normal and Training School, located in that village," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 67 }
{ NOES 14 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | Cameron | Gleason | Miller | Skillman |
| Allis | W. S. Clark | Guigou | Nelson | L. E. Smith |
| W. S. Andrews | Cook | Halsey | Palmer | Speaker |
| Babcock | Cornwall | Hartman | Parshall | Starr |
| Balcom | Daily | Hasbrouck | Place | Tarbox |
| Bamler | Dayton | Hubbard | Pond | Topliff |
| Bennet | Decker | Humphrey | Ranney | Torrey |
| Bentley | Eaton | Jones | Ray | Tower |
| Bigelow | Farley | Juliland | S. Richardson | Van Valkenburgh |
| Bristol | Flach | Keady | Riley | Weed |
| Brush | J. L. Flagg | Kiernan | Root | Wells |
| Burhans | F. H. Flagg | Mann | Selkreg | F. H. Woods |
| P. Burns | Frear | Matthewson | Sherman | Younglove |
| Button | Galvin | | | |

Those who voted in the negative, were

| | | | | |
|----------|----------|----------|---------|----------|
| Bergen | Jacobs | McKiever | Quinn | Wiley |
| D. Burns | Johnson | Moran | Raber | Williams |
| Chism | Mallison | O'Reilly | Stevens | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Hartman moved that when this House take a recess, it do so until 3½ o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Starr moved that the house now take a recess.

Mr. W. S. Andrews moved as an amendment that the House take a recess at two o'clock P. M.

Mr. D. Burns moved as an amendment to the amendment to strike out the word "two," and insert in lieu thereof the words "one and a half."

Mr. Speaker put the question whether the House would agree to said motion of Mr. D. Burns, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. S. Andrews, and it was determined in the affirmative.

By unanimous consent, on motion of Mr. Younglove,

Resolved, That the bill entitled "An act in relation to wharves, piers and bulkheads in the cities of New York and Brooklyn," be recommitted to the committee on commerce and navigation, with power to report complete at any time.

The bill entitled "An act to change the corporate name of the First Congregational Society of Augusta and Gorham to the First Congregational Church and Society of Rushville," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 62 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Campbell | Guigou | Mann | L. E. Smith |
| W. S. Andrews | W. S. Clark | Halsey | Matthewson | Speaker |
| Balcom | Cornwall | Hartman | McKiever | Starr |
| Bamler | Daily | Hubbard | Miller | Stevens |
| Bentley | Davis | Humphrey | Place | Tarbox |
| Bergen | Dayton | Jacobs | Pond | Torrey |
| Bigelow | Eaton | Jones | Ranney | Tower |
| Bradstreet | Farley | Juliland | Ray | Underwood |
| Brush | Flach | Keady | S. Richardson | Van Valkenb'rgh |
| Buel | J. L. Flagge | La Bau | Root | Wellington |
| Burhans | F. H. Flagge | Lefler | Selkreg | Wells |
| P. Burns | Frear | Lounsbury | Sherman | F. H. Woods |
| Cameron | Gleason | Madden | Skillman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the village of Cambridge,' passed April 16, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|-----------|---------------|-----------------|
| Ackert | G. Clark | Hasbrouck | Murphy | Sherman |
| Allis | W. S. Clark | Humphrey | Nelson | Skeels |
| Babcock | Cornwall | Irving | O'Reilley | C. L. Smith |
| Balcom | Davis | Jacobs | Palmer | Speaker |
| Bamler | Dayton | Jones | Parshall | Starr |
| Bennet | Decker | Juliland | Pitts | Sullard |
| Bergen | Eaton | Keady | Place | Tarbox |
| Bigelow | Farley | Kinney | Pond | Topliff |
| Bristol | Flach | La Bau | Raber | Tower |
| Brush | F. H. Flagge | Little | Ranney | Underwood |
| Burhans | Frear | Lounsbury | Ray | Van Valkenb'rgh |
| D. Burns | Furman | Madden | A. Richardson | Wellington |
| P. Burns | Gleason | Mallison | S. Richardson | Wiley |
| Button | Guigou | Mann | Rider | F. H. Woods |
| Cameron | Halsey | McKiever | Root | Younglove |
| Campbell | Hartman | Moran | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to legalize the acts and proceedings of Abraham Davids as justice of the peace of the town of Parish, county of Oswego," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Ackert | Daily | Irving | Penfield | Skeels |
| Allis | Dayton | Jacobs | Place | Skillman |
| Balcom | Eaton | Jones | Pond | C. L. Smith |
| Bamler | Farley | Juliland | Purdy | Speaker |
| Bentley | Flach | Kiernan | Quinn | Starr |
| Bergen | J. L. Flag | La Bau | Raber | Stevens |
| Bigelow | F. H. Flagge | Lefler | Ranney | Sullard |
| Brush | Frear | Lounsbury | Ray | Sumner |
| Buel | Furman | Madden | Reeve | Tarbox |
| Burhans | Galvin | Mann | S. Richardson | Tower |
| P. Burns | Guigou | Matthewson | Riley | Underwood |
| Cameron | Halsey | McKiever | Root | Wells |
| Campbell | Hartman | Miller | Sargent | Williams |
| W. S. Clark | Hasbrouck | Murphy | Selkreg | F. H. Woods |
| Clausen | Hubbard | Nelson | Sherman | Younglove |
| Cornwall | Humphrey | Parshall | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act empowering judges and justices of courts in the city of New York to take acknowledgment of deeds and other instruments for records," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 62 }
{ NOES 1 }

Those who voted in the affirmative were

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Ackert | Clausen | Halsey | Nelson | Sherman |
| Allis | Cornwall | Hartman | O'Reilly | C. L. Smith |
| Balcom | Daily | Hasbrouck | Parshall | Speaker |
| Bamler | Decker | Hubbard | Place | Starr |
| Bentley | Eaton | Humphrey | Pond | Stevens |
| Bergen | Farley | Jacobs | Purdy | Sullard |
| Bigelow | Flach | Johnson | Raber | Tower |
| Buel | J. L. Flag | Juliland | Ranney | Underwood |
| Burhans | F. H. Flagge | Mann | Ray | Van Valkenburgh |
| P. Burns | Frear | Matthewson | S. Richardson | Williams |
| Button | Furman | McKiever | Root | F. H. Woods |
| Campbell | Galvin | Miller | Selkreg | Younglove |
| W. S. Clark | Guigou | | | |

For the negative,

Tarbox

Mr. Murphy moved a call of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker directed that the lobbies and galleries be cleared, and the doors closed.

The roll of members was then called, and the following answered to their names, viz :

| | | | | |
|----------|-------------|------------|---------------|--------------|
| Ackert | W. S. Clark | Hartman | Miller | Selkreg |
| Allis | Clausen | Hasbrouck | Moran | Sherman |
| Balcom | Cornwall | Hubbard | Murphy | Skillman |
| Bamler | Daily | Humphrey | Nelson | C. L. Smith |
| Bentley | Eaton | Jacobs | O'Reilley | Speaker |
| Bergen | Farley | Johnson | Place | Starr |
| Bigelow | Flach | Jones | Pond | Stevens |
| Brush | J. L. Flagg | Juliand | Purdy | Sullard |
| Buel | F. H. Flagg | Loughran | Raber | Tarbox |
| Burhans | Frear | Lounsbury | Ranney | Tower |
| D. Burns | Furman | Madden | Ray | Underwood |
| P. Burns | Galvin | Mann | S. Richardson | Williams |
| Button | Guigon | Matthewson | Riley | F. H. Woods |
| Campbell | Halsey | McKiever | Root | Younglove 70 |

On motion, Messrs. Lawrence, Stewart and Wendover were excused on account of illness.

Mr. Speaker directed the Sergeant-at-Arms to look for and bring in the absent members.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That all further proceedings under the call be suspended, that all members now absent without leave be declared in contempt until they appear before the bar of the House, render a sufficient excuse, and are purged from contempt by a vote of this House.

The hour of 2 o'clock P. M. having arrived, the House took a recess until 3½ o'clock P. M.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

Mr. Starr moved that all members declared in contempt this morning, under a call of the House, be excused.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

{ AYES 38 }
{ NOES 21 }

Those who voted in the affirmative, were

| | | | | |
|----------|-----------|----------|----------|-----------|
| Allis | Farley | Irving | Nelson | Speaker |
| Bamler | Flach | Jones | Pond | Starr |
| Bentley | Galvin | Keady | Ranney | Sullard |
| Bigelow | Guigon | La Bau | Ray | Tower |
| Buel | Halsey | Mallison | Root | Underwood |
| Burhans | Hartman | Mann | Selkreg | Williams |
| Cornwall | Hasbrouck | McKiever | Skillman | Younglove |
| Eaton | Humphrey | Miller | | |

Those who voted in the negative, were

| | | | | |
|--------|-------------|------------|-----------|---------|
| Ackert | P. Burns | Johnson | O'Reilley | Riley |
| Balcom | W. S. Clark | Matthewson | Purdy | Sherman |

| | | | | |
|----------|-------------|--------|---------------|-------------|
| Bergen | Dally | Moran | Raber | C. L. Smith |
| Brush | J. L. Flagg | Murphy | S. Richardson | F. H. Woods |
| D. Burns | | | | |

When the name of Mr. Hartman was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. S. Richardson was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Underwood was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

The bill entitled "An act to facilitate the construction of the Buffalo and Washington railway, and to authorize towns to subscribe to the capital stock thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 11 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Allis | Chism | Hubbard | Moran | Skillman |
| W. S. Andrews | W. S. Clark | Humphrey | Murphy | L. E. Smith |
| Babcock | Cook | Johnson | Nelson | Stannard |
| Balcom | Cornwall | Jones | Parshall | Starr |
| Bamler | Dally | Keady | Pond | Stevens |
| Bentley | Dayton | Kiernan | Prince | Sullard |
| Bigelow | Eaton | Kinney | Raber | Topliff |
| Bradstreet | Farley | La Bau | Ranney | Torrey |
| Brush | Flach | Lefler | Ray | Tower |
| Burhans | F. H. Flagg | Mallison | A. Richardson | Trainer |
| D. Burns | Galvin | Mann | S. Richardson | Underwood |
| P. Burns | Halsey | Matthewson | Riley | Weed |
| Cameron | Hartman | McKiever | Root | F. H. Woods |
| Campbell | Hasbrouck | Miller | Sherman | Younglove |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|----------|--------|----------|---------|----------|
| Bergen | Decker | Little | Quinn | Wells |
| G. Clark | Irving | O'Reilly | Selkreg | Williams |
| Davis | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to revive an act entitled 'An act respecting the appropriation of waters of the Black river for the use of the Black River canal and the Erie canal feeder,' passed April 3, 1857, so far as the same may apply to the claims of George Smith and the heirs of William Smith," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Hartman | McKiever | C. L. Smith |
| Allis | W. S. Clark | Hasbrouck | Miller | L. E. Smith |
| Babcock | Cook | Hubbard | Nelson | Stannard |
| Balcom | Cornwall | Humphrey | Nicholson | Sullard |
| Bennet | Daily | Irving | Palmer | Topliff |
| Bentley | Dayton | Jacobs | Parshall | Torrey |
| Bergen | Decker | Johnson | Place | Tower |
| Bigelow | Eaton | Jones | Pond | Trainer |
| Brush | Flach | Keady | Purdy | Underwood |
| Buel | F. H. Flagge | Kinney | Raber | Weed |
| D. Burns | Frear | La Bau | Ranney | Wellington |
| P. Burns | Furman | Leffer | Ray | Wells |
| Button | Galvin | Madden | Reeve | Williams |
| Cameron | Gleason | Mallison | S. Richardson | F. H. Woods |
| Chapman | Guigou | Mann | Root | Younglove |
| Chism | Halsey | Matthewson | Sherman | |

For the negative,

Selkreg

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Topliff, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to repeal the charter of the Bellvale Turnpike Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The Senate bill entitled "An act to constitute a separate road district in the towns of Fairfield, Manheim and Little Falls, Herkimer county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hubbard | Murphy | C. L. Smith |
| Allis | G. Clark | Humphrey | O'Reilly | L. E. Smith |
| Babcock | W. S. Clark | Irving | Palmer | Speaker |
| Balcom | Cornwall | Jones | Parshall | Stannard |
| Bamler | Daily | Keady | Pond | Stevens |
| Bennet | Davis | Kiernan | Purdy | Sullard |
| Bentley | Dayton | Kinney | Quinn | Sumner |
| Bergen | Decker | La Bau | Raber | Topliff |
| Bigelow | Eaton | Lasher | Ranney | Tower |
| Buel | J. L. Flagge | Leffer | Ray | Trainer |
| Burhans | F. H. Flagge | Mallison | Reeve | Underwood |
| D. Burns | Frear | Mann | A. Richardson | Van Valkenburgh |
| P. Burns | Galvin | Matthewson | S. Richardson | Weed |
| Button | Guigou | McKiever | Selkreg | Williams |
| Cameron | Halsey | Miller | Sherman | F. H. Woods |
| Campbell | Hartman | Moran | Skillman | Younglove |
| Chapman | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act in relation to storage and the keeping of combustible materials in the city of New York, and imposing certain powers and duties upon the authorities authorized to enforce the same."

"An act to repeal the Laws of 1867, in relation to the police force of the city of Utica."

"An act to amend an act entitled 'An act to incorporate the West Farms fire department,' passed April 17, 1858."

"An act to authorize the town of Canisteo, to raise money for the benefit of Canisteo Academy."

"An act to authorize the Canal Commissioners to construct embankments and walls on the west bank of the outlet of the De Ruyter reservoir, in the town of Fabius."

"An act to amend an act entitled 'An act to incorporate the New York Real Estate Exchange,' passed May 9, 1867."

"An act to authorize the Canal Commissioners to construct a farm bridge over the Champlain canal, on the farm of George F. Dudley, in the town of Fort Ann, in the county of Washington."

"An act to authorize the commissioners of highways of the towns of Lockport and Newfane, to purchase the Long Causeway turnpike, located on the boundary line between said towns, and owned by David Maxwell."

"An act to amend section 3 of chapter 817 of the Laws of 1866, entitled 'An act to lay out and construct a road from the new road in township No. 14, in the town of Johnsburgh, to the Carthage road, near the head of Long lake, in the county of Hamilton.'"

"An act to provide for the more effectual protection of fruit growers against trespassers."

"An act to incorporate the Put's Point Trotting Park Association in the town of Crown Point, Essex county."

"An act to repeal chapter 454 of the Laws of 1863, entitled 'An act in relation to non-resident taxes and highway taxes upon certain lands in the counties of Essex and Hamilton.'"

"An act to amend the charter of the village of Saratoga Springs."

"An act to amend an act entitled 'An act fixing the fees of justices of the peace and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and for other purposes,' passed April 20, 1866."

"An act to provide against goats running at large in the town of Greenburgh, county of Westchester, and State of New York."

"An act to incorporate the Cosmos Life Policy Trust Company of New York."

"An act for the relief of Patterson Freeman, assignee of John White."

"An act the more effectually to prevent the liability of accidents to, and for the better information of travelers upon railway passenger cars in the State of New York."

"An act to release to Dorothea Morenz the title of the people of the State of New York in and to certain real estate."

"An act to amend an act passed April 22, 1867, entitled 'An act to amend an act passed February 11, 1860, entitled An act in relation to the cutting of ice in the Hudson river, providing additional safeguards for travelers and teams, and conferring jurisdiction over offences mentioned in said act.'"

"An act to extend Lorimer street in the city of Brooklyn."

"An act to amend an act entitled 'An act to prevent frauds in the sale

of tickets to passengers upon railroads, steamboats and steamships,' passed April 15, 1857."

"An act to authorize the town of Southampton, in the county of Suffolk, to issue bonds to aid in the construction of a railroad from Sag Harbor to connect either with the Southside railroad or the Long Island railroad."

The bill entitled "An act to authorize the commissioners of highways of the towns of Lockport and Newfane to purchase the Long Causeway turnpike, located on the boundary line between said towns, and owned by David Maxwell," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|------------|---------------|----------------|
| Ackert | Chism | Hasbrouck | Murphy | Sherman |
| Allis | G Clark | Hubbard | Nelson | L. E. Smith |
| Babcock | W. S. Clark | Iving | O'Reilly | Speaker |
| Balcom | Cook | Jacobs | Palmer | Stevens |
| Bennet | Cornwall | Johnson | Parshall | Sullard |
| Bentley | Daily | Jones | Pitts | Tarbox |
| Bergen | Dayton | Juland | Pond | Topliff |
| Bigelow | Decker | Keady | Prince | Torrey |
| Bradstreet | Eaton | Kinney | Quinn | Tower |
| Bristol | Farley | Lefler | Raber | Trainer |
| Brush | Flach | Lounsberry | Ranney | Underwood |
| Burhans | Frear | Madden | Ray | Van Valkeub'gh |
| D. Burns | Galvin | Mallison | S. Richardson | Wellington |
| P. Burns | Gleason | Matthewson | Riley | Williams |
| Button | Halsey | McKiever | Root | F. H. Woods |
| Cameron | Hartman | Miller | Selkreg | Younglove |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Johnson moved that the bill entitled "An act in relation to storage and the keeping of combustible materials in the city of New York, and imposing certain powers and duties upon the authorities authorized to enforce the same," be referred to the committee on the affairs of cities.

Mr. Hartman moved to amend by adding to said motion the words "and that said committee be instructed to strike out the enacting clause."

Debate was had thereon, when

Mr. D. Burns moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Hartman, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Johnson, as amended, and it was determined in the affirmative.

The Senate returned the Senate bill entitled "An act to provide for the appointment of an additional number of notaries public in the city and county of New York," with a message that they consent to the appointment of a committee of conference, and appoint on its part Senators Tweed, Crowley and Creamer.

The Senate bill entitled "An act to authorize the Canal Appraisers to

appraise damages to the owners of property on the Skaneateles outlet," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cornwall | Humphrey | Nicholson | L. E. Smith |
| W. S. Andrews | Daily | Irving | Parshall | Speaker |
| Babcock | Dayton | Jacobs | Penfield | Stannard |
| Balcom | Decker | Johnson | Pitts | Starr |
| Bamler | Eaton | Jones | Place | Sullard |
| Bennet | Farley | Keady | Ranney | Tarbox |
| Bentley | Flach | Kiernan | Ray | Torrey |
| Bergen | F. H. Flagge | Kinney | Reeve | Trainer |
| Bigelow | Frear | Lefler | A. Richardson | Underwood |
| Buel | Furman | Little | Rider | Wellington |
| Button | Galvin | Mallison | Riley | Wells |
| Cameron | Gleason | Mann | Root | Wiley |
| Campbell | Halsey | Matthewson | Selkreg | Williams |
| Chapman | Hartman | McKiever | Sherman | F. H. Woods |
| G. Clark | Hasbrouck | Miller | Skillman | Younglove |
| W. S. Clark | Hubbard | Moran | C. L. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to release the title and interest of the people of the State of New York in and to certain real estate to Thomas Jackson, Robert Vose and William Vose," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Clausen | Irving | Nicholson | Sherman |
| W. S. Andrews | Cook | Jacobs | O'Reilly | Skillman |
| Babcock | Cornwall | Johnson | Palmer | C. L. Smith |
| Balcom | Daily | Jones | Penfield | L. E. Smith |
| Bamler | Davis | Juliand | Pitts | Speaker |
| Bennet | Dayton | Keady | Place | Stannard |
| Bentley | Decker | Kiernan | Purdy | Starr |
| Bergen | Farley | Kinney | Quinn | Sullard |
| Bigelow | Flach | La Bau | Raber | Sumner |
| Brush | F. H. Flagge | Lasher | Ranney | Topliff |
| Buel | Frear | Lefler | Ray | Tower |
| D. Burns | Furman | Little | Reeve | Trainer |
| P. Burns | Gleason | Loughran | A. Richardson | Underwood |
| Button | Guigou | Mallison | S. Richardson | Van Valkenb'rgh |
| Cameron | Halsey | Mann | Rider | Wells |
| Campbell | Hartman | Matthewson | Riley | Wiley |
| Chism | Hubbard | Moran | Sargent | Williams |
| G. Clark | Humphrey | Nelson | Selkreg | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the German Benevolent Society of Staten Island," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hubbard | O'Reilly | Sherman |
| Allis | G. Clark | Humphrey | Palmer | Skillman |
| W. S. Andrews | W. S. Clark | Jacobs | Penfield | C. L. Smith |
| Babcock | Cook | Jones | Pitts | L. E. Smith |
| Balcom | Cornwall | Keady | Place | Speaker |
| Bamler | Daily | Kiernan | Purdy | Sullard |
| Bennet | Davis | Kinney | Quinn | Sumner |
| Bentley | Decker | La Bau | Ranney | Topliff |
| Bergen | Eaton | Lefler | Ray | Tower |
| Bigelow | Farley | Little | Reeve | Trainer |
| Brush | Flach | Lounsbury | A. Richardson | Underwood |
| Buel | F. H. Flagge | Mallison | S. Richardson | Van Valkenburgh |
| D. Burns | Frear | Mann | Rider | Wells |
| P. Burns | Guigon | Matthewson | Riley | Williams |
| Button | Halsey | McKiever | Root | F. H. Woods |
| Cameron | Hartman | Moran | Selkreg | Younglove |
| Campbell | Hasbrouck | Murphy | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Cornwall, the bill entitled "An act to amend an act entitled 'An act to incorporate the Carthage Savings Bank,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Allis | W. S. Clark | Humphrey | Parshall | Starr |
| W. S. Andrews | Cook | Irving | Penfield | Stevens |
| Babcock | Cornwall | Jacobs | Pitts | Sullard |
| Balcom | Daily | Jones | Place | Tarbox |
| Bamler | Davis | Kiernan | Prince | Topliff |
| Bennet | Dayton | Kinney | Purdy | Tower |
| Bentley | Eaton | La Bau | Ray | Trainer |
| Bergen | Farley | Lasher | Reeve | Underwood |
| Bigelow | Flach | Little | A. Richardson | Van Valkenburgh |
| Buel | J. L. Flagge | Loughran | S. Richardson | Weed |
| Burhans | Frear | Mallison | Rider | Wellington |
| P. Burns | Furman | Mann | Riley | Wells |
| Button | Galvin | Matthewson | Root | Wendover |
| Cameron | Gleason | Moran | Selkreg | Wiley |
| Campbell | Guigon | Nelson | Sherman | Williams |
| Chapman | Halsey | O'Reilly | Skillman | F. H. Woods |
| Chism | Hasbrouck | Palmer | L. E. Smith | Younglove |
| G. Clark | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Miller, from the committee on claims, to which was referred the petition of Ovid Plumb and others, for relief, reported in writing and

introduced a bill entitled "An act to provide for ascertaining the liability of the State for damages of Ovid Plumb and others, and if liable, to appraise and pay the same," which was read the first time, and by unanimous consent was also read the second time, and committed to the committee of the whole.

(See Doc. No. .)

The Senate bill entitled "An act to incorporate the Pullman Pacific Car Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|----------|---------------|------------|
| Ackert | Daily | Howard | Matthewson | Root |
| Allis | Davis | Hubbard | McKiever | Sherman |
| W. S. Andrews | Decker | Humphrey | Miller | Skillman |
| Babcock | Eaton | Jacobs | Nelson | Stannard |
| Bamler | Farley | Johnson | Palmer | Starr |
| Bentley | Flach | Keady | Penfield | Topliff |
| Bergen | F. H. Flagge | Kiernan | Pitts | Torrey |
| Bigelow | Frear | Kinney | Place | Trainer |
| Buel | Furman | La Bau | Purdy | Underwood |
| P. Burns | Galvin | Lefler | Ranney | Weed |
| Chism | Gleason | Little | Ray | Wellington |
| G. Clark | Guigou | Loughran | A. Richardson | Wells |
| W. S. Clark | Halsey | Mallison | Rider | Williams |
| Cook | Hartman | Mann | Riley | Younglove |
| Cornwall | Hasbrouck | | | |

Those who voted in the negative, were

| | | | | |
|----------|-------|---------|-------------|---------|
| O'Reilly | Quinn | Selkreg | L. E. Smith | Sullard |
|----------|-------|---------|-------------|---------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. W. S. Andrews,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to open a square, to be known as Lafayette square, in the city of Brooklyn,'" be referred to the committee on the affairs of cities, with power to report complete at any time.

The bill entitled "An act authorizing the supervisors of the several counties in the Second Judicial district, not including the county of Kings, to appropriate and pay compensation to justices of the Supreme Court, and to stenographers for said court," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|----------|-------------|
| Ackert | G. Clark | Hubbard | O'Reilly | C. L. Smith |
| Allis | W. S. Clark | Humphrey | Palmer | L. E. Smith |
| W. S. Andrews | Cook | Irving | Parshall | Stannard |
| Babcock | Cornwall | Jacobs | Penfield | Starr |
| Balcom | Daily | Jones | Pitts | Sullard |
| Bamler | Davis | Keady | Place | Sumner |

| | | | | |
|----------|--------------|----------|---------------|----------------|
| Bennet | Dayton | Kiernan | Purdy | Topliff |
| Bentley | Eaton | Kinney | Quinn | Tower |
| Bergen | Flach | La Bau | Raber | Trainer |
| Bigelow | F. H. Flagge | Lefler | Reeve | Underwood |
| Brush | Frear | Little | A. Richardson | Van Valkenb'rg |
| Buel | Furman | Loughran | S. Richardson | Weed |
| Burhans | Galvin | Mann | Rider | Wellington |
| P. Burns | Gleason | McKiever | Riley | Wiley |
| Cameron | Guigon | Miller | Root | Williams |
| Campbell | Hartman | Moran | Selkreg | F. H. Woods |
| Chapman | Hasbrouck | Murphy | Sherman | Younglove |
| Chism | Howard | Nelson | Skillman | |

For the negative,

Mallison

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. La Bau,

Resolved, That the Senate bill entitled "An act for the disposition of the surplus moneys arising upon sales, pursuant to part 3, chapter 8, title 15 of the Revised Statutes, entitled 'Of the foreclosure of mortgages by advertisement,'" be recommitted to the committee on the judiciary, with power to report complete at any time.

By unanimous consent, on motion of Mr. Galvin,

Resolved, That the Senate bill entitled "An act to incorporate the New York Fireproof Warehouse Company," be recommitted to the committee on commerce and navigation, with power to report complete.

By unanimous consent, on motion of Mr. Sherman,

Resolved, That the Senate bill in relation to Chambers creek bridge, be referred to the committee on roads and bridges, to report complete at any time.

The bill entitled "An act to incorporate the Exempt Hose Company, of the city of Auburn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Humphrey | Palmer | Skillman |
| Allis | W. S. Clark | Irving | Parshall | L. E. Smith |
| W. S. Andrews | Cornwall | Jacobs | Penfield | Stannard |
| Babcock | Daily | Johnson | Pitts | Starr |
| Balcom | Davis | Keady | Place | Sullard |
| Bamler | Dayton | Kiernan | Purdy | Sumner |
| Bennet | Eaton | La Bau | Raber | Topliff |
| Bentley | Flach | Lefler | Ranney | Tower |
| Bigelow | J. L. Flagge | Loughran | Ray | Trainer |
| Buel | F. H. Flagge | Mallison | Reeve | Underwood |
| Burhans | Furman | Mann | A. Richardson | Weed |
| P. Burns | Galvin | Matthewson | S. Richardson | Wellington |
| Cady | Gleason | McKiever | Riley | Wendover |
| Cameron | Halsey | Moran | Root | Wiley |
| Campbell | Hartman | Murphy | Selkreg | F. H. Woods |
| Chapman | Hasbrouck | Nelson | Sherman | Younglove |
| Chism | Howard | O'Reilly | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize Lewis Runyon to estab-

lish and maintain a ferry across the Seneca lake, at Lodi Landing," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Hubbard | Nicholson | C. L. Smith |
| Allis | Cook | Humphrey | Palmer | L. E. Smith |
| W. S. Andrews | Cornwall | Irving | Pitts | Speaker |
| Babcock | Davis | Jacobs | Place | Stannard |
| Balcom | Decker | Johnson | Pond | Sullard |
| Bamler | Eaton | Keady | Prince | Topliff |
| Bennet | Farley | Kiernan | Purdy | Tower |
| Bentley | Flach | Kinney | Ranney | Trainer |
| Bergen | F. H. Flagge | Lawrence | Ray | Underwood |
| Buel | Frear | Lefler | Reeve | Weed |
| D. Burns | Furman | Little | A. Richardson | Wellington |
| Cameron | Galvin | Mallison | S. Richardson | Wells |
| Campbell | Gleason | Mann | Root | Wiley |
| Chapman | Guigou | Matthewson | Selkreg | Williams |
| Chiam | Halsey | Miller | Sherman | F. H. Woods |
| G. Clark | Howard | Nelson | Skillman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to legalize the election of trustees and other officers of the village of Cary, Genesee county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|-----------|---------------|------------|
| Ackert | Chapman | Halsey | Murphy | Rider |
| Allis | Chism | Hartman | Nicholson | Root |
| W. S. Andrews | G. Clark | Hasbrouck | O'Reilley | Sargent |
| Babcock | W. S. Clark | Hubbard | Palmer | Selkreg |
| Balcom | Cook | Humphrey | Parshall | Sherman |
| Bamler | Cornwall | Jacobs | Pitts | Skillman |
| Bentley | Daily | Jones | Place | Speaker |
| Bergen | Davis | Keady | Pond | Starr |
| Bigelow | Dayton | Kiernan | Purdy | Tarbox |
| Bristol | Eaton | Lefler | Quinn | Torrey |
| Brush | Farley | Little | Raber | Tower |
| Buel | Flach | Loughran | Ranney | Underwood |
| Burhans | F. H. Flagge | Mallison | Ray | Wellington |
| D. Burns | Furman | Mann | Reeve | Wells |
| P. Burns | Galvin | McKiever | A. Richardson | Williams |
| Cameron | Gleason | Miller | S. Richardson | Younglove |
| Campbell | Guigou | | | |

For the negative,
Sullard

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to close Eleventh street in the city of

Brooklyn, and to construct a canal in the place thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | G. Clark | Jones | Pitts | Skillman |
| Allis | W. S. Clark | Keady | Place | L. E. Smith |
| W. S. Andrews | Cornwall | Kinney | Pond | Stannard |
| Babcock | Daily | Lasher | Prince | Starr |
| Balcom | Dayton | Lefler | Purdy | Sullard |
| Bamler | Decker | Little | Quinn | Tarbox |
| Bennet | Eaton | Loughran | Raber | Tower |
| Bentley | Farley | Matthewson | Ray | Trainer |
| Bergen | Furman | McKiever | Reeve | Underwood |
| Bigelow | Galvin | Moran | A. Richardson | Weed |
| Bristol | Gleason | Murphy | S. Richardson | Wellington |
| Buel | Guigon | Nelson | Rider | Wells |
| Burhans | Halsey | Nicholson | Riley | Wiley |
| D. Burns | Hasbrouck | Palmer | Root | Williams |
| P. Burns | Hubbard | Parshall | Selkreg | F. H. Woods |
| Chapman | Humphrey | Penfield | Sherman | Yeunglove |
| Chism | Jacobs | | | |

Those who voted in the negative, were

Cameron Davis

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Balcom,

Resolved, That the Senate bill entitled "An act to incorporate the Isthmus Canal Company," be recommitted to the committee on commerce and navigation, with power to report complete at any time.

By unanimous consent, on motion of Mr. Balcom,

Resolved, That the committee on Federal relations be instructed to report forthwith a concurrent resolution to equalize taxation, introduced by Mr. Balcom on the 14th of January last.

By unanimous consent, on motion of Mr. Loughran,

Resolved, That the Senate bill entitled "An act to incorporate the Cossackie Savings Bank," be recommitted to the committee on banks, with power to report complete at any time.

The bill entitled "An act to authorize the magistrates in the city of New York to commit orphans and friendless children to the care of the society known as the Shepherd's Fold of the Protestant Episcopal Church, in the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|--------|-------------|----------|-----------|---------|
| Ackert | G. Clark | Hubbard | Nicholson | Selkreg |
| Allis | W. S. Clark | Humphrey | Palmer | Sherman |

| | | | | |
|---------------|-----------|------------|---------------|-------------|
| W. S. Andrews | Clausen | Jacobs | Marshall | Skillman |
| Babcock | Cornwall | Jones | Penfield | L. E. Smith |
| Balcom | Daily | Kinney | Pitts | Stannard |
| Bennet | Davis | La Bau | Place | Starr |
| Bentley | Dayton | Lasher | Pond | Sullard |
| Bergen | Decker | Lefler | Prince | Sumner |
| Bigelow | Eaton | Little | Purdy | Torrey |
| Bristol | Farley | Loughran | Quinn | Trainer |
| Buel | Furman | Mann | Ray | Underwood |
| Burhans | Gleason | Matthewson | Reeve | Weed |
| P. Burns | Guigou | Miller | S. Richardson | Wellington |
| Cameron | Halsey | Murphy | Rider | Wiley |
| Chapman | Hasbrouck | Nelson | Riley | Williams |

Those who voted in the negative, were

| | | | | |
|----------|--------|---------|----------|-------------|
| D. Burns | Chism | Hartman | Kiernan | O'Reilly |
| Campbell | Galvin | Keady | McKiever | F. H. Woods |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Murphy moved to reconsider the vote taken on the passage of the Senate bill entitled "An act to amend the Metropolitan police law, concerning the Police Life Insurance fund."

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 11 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Jacobs | Murphy | Sherman |
| Allis | Clausen | Johnson | Nelson | Skillman |
| W. S. Andrews | Dayton | Jones | Nicholson | C. L. Smith |
| Babcock | Decker | Keady | O'Reilly | Speaker |
| Balcom | Flach | Kiernan | Penfield | Starr |
| Bamler | F. H. Flagge | Kinney | Pond | Sullard |
| Bennet | Galvin | La Bau | Purdy | Torrey |
| Bergen | Gleason | Lasher | Quinn | Tower |
| Buel | Halsey | Lefler | Raber | Trainer |
| P. Burns | Hartman | Little | Reeve | Underwood |
| Button | Hasbrouck | Loughran | A. Richardson | Wells |
| Cameron | Hubbard | Mallison | Riley | Williams |
| Chapman | Humphrey | Matthewson | Selkreg | F. H. Woods |
| G. Clark | Irving | | | |

Those who voted in the negative, were

| | | | | |
|----------|--------|--------|---------------|-----------|
| Bigelow | Davis | Palmer | S. Richardson | Weed |
| Cornwall | Miller | Ranney | Topliff | Younglove |
| Daily | | | | |

By unanimous consent, on motion of Mr. Murphy, said bill was recommended to the committee on the affairs of cities, for the purpose of amendment, with power to report complete at any time.

The bill entitled "An act to alter the map or plan of certain portions of the city of New York, and the laying out and improvement of the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 25 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|----------|----------------|
| Allis | Chism | Halsey | Loughran | Reeve |
| W. S. Andrews | W. S. Clark | Hartman | Mallison | Root |
| Babcock | Cook | Hasbrouck | Miller | Sherman |
| Balcom | Cornwall | Hubbard | Murphy | Skillman |
| Bamler | Daily | Humphrey | Nelson | C. L. Smith |
| Bennet | Dayton | Irving | Parshall | Speaker |
| Bentley | Decker | Jacobs | Penfield | Stannard |
| Bergen | Eaton | Johnson | Pitts | Summer |
| Buel | Farley | Jones | Place | Tower |
| Burhans | Flach | Keady | Pond | Trainer |
| P. Burns | F. H. Flagge | Kiernan | Quinn | Underwood |
| Button | Furman | Lasher | Raber | Van Valkenb'rg |
| Cameron | Galvin | Lefler | Ranney | Wiley |
| Campbell | Guigou | Little | Ray | F. H. Woods |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|----------|----------|---------------|-------------|------------|
| Ackert | Gleason | Nicholson | Riley | Topliff |
| Bigelow | Kinney | O'Reilly | Selkreg | Torrey |
| Brush | La Bau | Palmer | L. E. Smith | Wellington |
| G. Clark | Mann | A. Richardson | Sullard | Wells |
| Davis | McKiever | S. Richardson | Tarbox | Williams |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. W. S. Clark moved to reconsider the vote heretofore taken on the final passage of the bill entitled "An act to prevent cruelty to children."

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 70 }
{ NOES 17 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-----------|----------|---------------|----------------|
| Ackert | Cook | Jones | Nicholson | Selkreg |
| W. S. Andrews | Daily | Keady | Palmer | Sherman |
| Balcom | Davis | Kiernan | Parshall | C. L. Smith |
| Bamler | Dayton | Kinney | Penfield | L. E. Smith |
| Bentley | Eaton | La Bau | Pitts | Sullard |
| Bergen | Farley | Lasher | Place | Tarbox |
| Bigelow | Galvin | Lefler | Pond | Tower |
| Buel | Guigou | Little | Purdy | Underwood |
| P. Burns | Halsey | Loughran | Quinn | Van Valkenb'rg |
| Campbell | Hartman | Mallison | Reeve | Wells |
| Chapman | Hasbrouck | Miller | A. Richardson | Wiley |
| G. Clark | Hubbard | Moran | S. Richardson | Williams |
| W. S. Clark | Jacobs | Murphy | Riley | F. H. Woods |
| Clausen | Johnson | Nelson | Root | Younglove |

Those who voted in the negative, were

| | | | | |
|---------|----------|--------------|----------|----------|
| Allis | Button | Flach | Humphrey | Skillman |
| Babcock | Cameron | F. H. Flagge | Ray | Torrey |
| Bennet | Chism | Gleason | Rider | Trainer |
| Burhans | Cornwall | | | |

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 65 }
{ NOES 25 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Cook | Hasbrouck | Nelson | Root |
| W. S. Andrews | Cornwall | Hubbard | Nicholson | Selkreg |
| Balcom | Daily | Johnson | O'Reilly | Sherman |
| Bamler | Davis | Jones | Parshall | C. L. Smith |
| Bennet | Dayton | Kiernan | Penfield | L. E. Smith |
| Bergen | Decker | Kinney | Pitts | Tarbox |
| Bigelow | Eaton | La Bau | Pond | Topliff |
| Buel | F. H. Flagge | Laaber | Purdy | Underwood |
| P. Burns | Galvin | Leder | Quinn | Weed |
| Cameron | Gleason | Mallison | Reeve | Wells |
| Campbell | Guigon | McKiever | A. Richardson | Wiley |
| Chapman | Halsey | Moran | S. Richardson | Williams |
| G. Clark | Hartman | Murphy | Riley | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|----------|-------------|----------|--------|----------|
| Allis | Button | Humphrey | Miller | Speaker |
| Babcock | Chism | Irving | Palmer | Stannard |
| Bentley | W. S. Clark | Keady | Place | Start |
| Buchans | Clauden | Little | Ray | Sullard |
| D. Burns | Flach | Mann | Rider | Trainer |

When the name of Mr. Allis was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Younglove;

Resolved, That the vote by which the bill entitled "An act for the relief of Luke Noone," was lost, be reconsidered, and that this resolution lay on the table.

The hour of 6 o'clock P. M. having arrived, Mr. Speaker declared the House adjourned.

FRIDAY, APRIL 24, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Pohlman.

The minutes of yesterday were read and approved.

Leave of absence was granted to Messrs. Lounsbury, Hasbrouck, Skeels and Parshall until Monday evening.

Mr. Davis asked and obtained leave to have his name recorded in the negative on the pro rata freight bill, under consideration yesterday.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to authorize the incorporation of the Iroquois Agricultural Society among the Iroquois Indians in this State,' passed March 12, 1864," and that it be ordered to a third reading.

Mr. D. Burns, from the committee on banks, to which was referred

the Senate bill entitled "An act to incorporate the Mutual Benefit Savings Bank, in the city of New York," with power to report complete, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

Mr. Brush moved to lay the present order of business on the table for half an hour, for the purpose of taking up resolutions.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. D. Burns, from the committee on banks, to which was recom- the bill entitled "An act to incorporate the Home Savings Bank, of the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

The Senate returned the bills entitled as follows:

"An act appointing commissioners to investigate the cost and expenditures of building a bridge across the Sacandaga river at Northville, in the town of Northampton, and to provide for the payment of any balance thereof unpaid by said town of Northampton."

"An act to amend an act entitled 'An act to amend the charter of the village of Johnstown, and the several acts amendatory thereof, and to extend the boundary of said village.'"

"An act relating to the care and custody of children committed to the house provided by the city of Rochester for the reception of idle and truant children."

"An act to release John Woollard the estate, right, title and interest of the people of the State of New York of, in and to a certain piece of land situate in the city of Rochester, of which Ralph M. Crysler died seized."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act further to amend an act entitled 'An act to encourage and promote education in the village of Corning,' passed April 13, 1859."

"An act to provide for the laying out and opening of a public highway in the town of Newburgh."

"An act to provide for rebuilding the Eddyville bridge over the Rondout creek, in county of Ulster, and declaring the same a free bridge."

"An act providing for additional compensation to deputies, clerks and assistants in the various departments of the State government."

"An act to authorize the commissioners of highways of the town of Fort Covington to raise money to build a bridge."

"An act to amend an act entitled 'An act to amend the charter of the village of Macedon,' passed April 18th, 1861."

"An act appointing William O. Wood, of Red Creek, Wayne county, William I. Dutcher and Henry Nicola, of the village of Westbury, in Wayne and Cayuga counties, commissioners to construct ditches to increase and make available the water power of Duck Lake in Cayuga county."

"An act to incorporate the Naples Soldier's Monument Association, and to raise money by tax to erect a monument."

"An act for the relief of the Oxford Academy."

"An act to amend the charter of "The Up-town Savings Bank" in the city of New York."

"An act to authorize the sale of the lands of the State of New York situated in the city of Newburgh, heretofore purchased for the purposes

of a regimental armory at the city of Newburgh, and to provide for the construction of a regimental armory in the city of Newburgh upon other lands of the State of New York, and for the appropriation of the proceeds of such sale, with such other moneys as the supervisors of the county of Orange and the common council of the city of Newburgh may appropriate therefor."

"An act to authorize George W. Snyder, Frederick Snyder and John P. Kimble to abandon a part of their turnpike road, and for other purposes."

"An act to amend an act entitled 'An act to consolidate and amend the several acts relating to the village of Peekskill, to alter the bounds and to enlarge the powers of the corporation of said village,' passed March 25th, 1859."

"An act to amend chapter 32 of the laws of 1868 entitled 'An act to amend an act to authorize the villages of Sandy Hill and Fort Edward in the county of Washington to issue bonds to aid in the construction of a railroad from the village of Glens Falls to intersect the Saratoga and Whitehall railroad in the village of Fort Edward, passed May 23d 1867,' passed March 18, 1868."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to provide for a supply of water in the village of Cohoes,' passed April 12, 1856," with a message informing that they had passed the same, with the following amendments:

Section 3, line 14, engrossed bill, after the word "obtain," insert the words "for the same."

Section 4, line 10, change the word "is" to the word "as."

Section 8, strike out subdivision 7, and insert as subdivision 7, the following:

"The contingent expenses authorized by law, and shall thereafter establish such a scale of water rents as provided in the preceding section as shall according to their judgment produce one-half the aggregate amount so required as aforesaid. They may from time to time, at least one month from the beginning of the fiscal year after, modify and amend such rates (not however affecting those of the current half year), that the amount received therefrom shall be as nearly equal as may be to the amount to be raised by general tax for the same purpose, and they shall so alter, modify and amend such rates as may make them equal as aforesaid, whenever they shall produce a sum which shall exceed or fall short that raised by tax one-fifth of the last named amount."

Section 11, strike out from and after the word "lots," in line 8, down to and including the word "lands" in line 13.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|-----------|-------------|
| Ackert | W. S. Clark | Howard | Nelson | Skeels |
| Allis | Clausen | Hubbard | Nicholson | Skillman |
| A. H. Andrew | Cornwall | Humphrey | O'Reilly | C. L. Smith |
| Babcock | Daily | Jacobs | Palmer | L. E. Smith |
| Bamler | Davis | Jones | Parshall | Speaker |
| Bonnet | Decker | Kiernan | Pitts | Stannard |

| | | | | |
|----------|-------------|----------|---------------|------------|
| Bentley | Eaton | Kinney | Prince | Sullard |
| Bergen | Farley | La Bau | Purdy | Sumner |
| Bigelow | J. L. Flagg | Lefler | Raber | Tarbox |
| Bristol | F. H. Flagg | Little | Reeve | Topliff |
| Brush | Galvin | Loughran | A. Richardson | Trainer |
| Burhans | Gifford | Mallison | S. Richardson | Underwood |
| D. Burns | Gleason | Mann | Rider | Wellington |
| P. Burns | Guigon | McKiever | Riley | Williams |
| Cameron | Halsey | Miller | Root | A. I. Wood |
| Chism | Hartman | Moran | Selkreg | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to incorporate the Chateaugay Water Works Company," with a message informing that they had passed the same with the following amendment:

Section 11, line 1, strike out the word "gree," and insert in lieu thereof the word "agree."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|---------------|-------------|
| Ackert | W. S. Clark | Hubbard | Nelson | G. I. Smith |
| Allis | Clausen | Irving | O'Reilly | L. E. Smith |
| A. H. Andrew | Cornwall | Jacobs | Palmer | Speaker |
| Babcock | Dally | Johnson | Parshall | Starr |
| Balcom | Davis | Jones | Pitts | Stevens |
| Bennet | Decker | Keady | Prince | Sullard |
| Bergen | Eaton | Kiernan | Purdy | Tarbox |
| Bigelow | Flach | La Bau | Raber | Topliff |
| Bristol | J. L. Flagg | Lefler | Ranney | Tortey |
| Brush | F. H. Flagg | Little | A. Richardson | Trainer |
| Burhans | Frear | Madden | S. Richardson | Underwood |
| D. Burns | Gifford | Mallison | Rider | Weed |
| P. Burns | Gleason | Mann | Riley | Wellington |
| Cameron | Guigon | McKiever | Sargent | Wiley |
| Campbell | Halsey | Miller | Skeels | A. I. Wood |
| Chism | Hartman | Moran | Skillman | Younglove |
| G. Clark | Howard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend an act entitled 'An act appointing railroad commissioners of the town of Johnstown, and modifying their powers and duties,' passed March 13, 1867," with a message informing that they had passed the same, with the following amendments:

Section 1, line 1, strike out the word "said."

Section 2, lines 1 and 2, strike out down to and including the word "act," in line 2, and insert in lieu thereof the following: "Daniel Potter and Edward Ward."

Add at the end of section 1, the words "and their successors in office."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | Nicholson | Skillman |
| Allis | W. S. Clark | Humphrey | Palmer | L. E. Smith |
| W. S. Andrews | Cornwall | Jacobs | Parshall | Speaker |
| Balcom | Daily | Jones | Pitts | Starr |
| Bamler | Davis | Julland | Pond | Sullard |
| Bennet | Dayton | Kinney | Prince | Summer |
| Bergen | Decker | La Ran | Purdy | Tarbox |
| Bigelow | Eaton | Lefler | Raber | Topliff |
| Bradstreet | Flach | Little | A. Richardson | Tower |
| Brush | J. L. Flagg | Madden | S. Richardson | Trainer |
| Buel | E. H. Flagg | Mallison | Rider | Van Valkenburgh |
| Burhans | Frear | Matthewson | Riley | Weed |
| D. Burns | Galvin | McKiever | Root | Wellington |
| P. Burns | Gleason | Miller | Sargent | Wells |
| Button | Guigon | Moran | Selkreg | A. I. Wood |
| Campbell | Halsey | Nelson | Skeels | Younglove |
| Chism | Howard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend the charter of the village of Olean," with a message informing that they had passed the same, with the following amendments:

Section 2, line 3, engrossed bill, strike out the word "be," and insert the words "is hereby;" and insert after the the word "amended," the word "by."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Irving | Nicholson | Sherman |
| Allis | Clausen | Jacobs | O'Reilly | Skeels |
| Babcock | Cornwall | Johnson | Palmer | C. L. Smith |
| Balcom | Daily | Jones | Parshall | L. E. Smith |
| Bamler | Davis | Keady | Pitts | Speaker |
| Bennet | Decker | Kiernan | Prince | Stannard |
| Bentley | Eaton | Kinne | Purdy | Sullard |
| Bigelow | Flach | Lashe | Quinn | Tarbox |
| Bradstreet | J. L. Flagg | Lefler | Raber | Topliff |
| Brush | F. H. Flagg | Little | Ray | Tower |
| Buel | Frear | Madden | A. Richardson | Trainer |
| D. Burns | Galvin | Mallison | S. Richardson | Underwood |
| P. Burns | Gleason | Matthewson | Rider | Wellington |
| Button | Halsey | McKiever | Riley | Wells |
| Cameron | Hartman | Mille | Sargent | A. I. Wood |
| Chism | Hubbard | Moran | Selkreg | Younglove |
| G. Clark | Humphrey | Nelson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to authorize the town of Sheldon, county of Wyoming, to raise money to purchase the right of way through said town for the

Attica and Allegany Valley Railroad Company, or any company that will construct a railroad from the village of Attica to the village of Arcade, in said county, on or near the route already located for the Attica and Allegany Valley railroad," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Tarbox, said bill was referred to the committee on railroads, with power to report complete at any time.

"An act for the relief of Giles Sell and others, owners of lands lying adjacent to Tonawanda creek," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Skeels, said bill was referred to the committee on claims, with power to report complete at any time.

"An act in relation to the copying of certain records and papers in the office of the clerk of the court of common pleas, for the city and county of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to authorize the commissioners of the Central Park to set apart a site for a museum of history, antiquities and art," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Bergen, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYE! 86 }
{ NO! 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Hartman | Murphy | Sherman |
| Allis | G. Clark | Hubbard | Nelson | Skeels |
| Babcock | W. S. Clark | Humphre | O'Reilly | L. E. Smith |
| Balcom | Clausen | Irving | Palmer | Speaker |
| Bamler | Cook | Jacobs | Parshall | Stannard |
| Bennet | Cornwall | Jones | Pitts | Stevens |
| Bergen | Davis | Keady | Pond | Sullard |
| Bigelow | Dayton | Kinney | Purdy | Summer |
| Bradstreet | Decker | La Bau | Raber | Torrey |
| Bristol | Eaton | Lasher | Ranney | Tower |
| Brush | Flach | Lefler | Ray | Trainer |
| Buel | J. L. Flag | Little | A. Richardson | Van Valkenburgh |
| Burhans | F. H. Flagge | Mallison | S. Richardson | Weed |
| D. Burns | Furman | Mann | Rider | Wellington |
| P. Burns | Gleason | Matthewson | Rogers | Wells |
| Button | Guigou | McKiever | Sargent | A. I. Wood |
| Cameron | Halsey | Miller | Selkreg | Younglove |
| Campbell | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act confirming the action of the common council of the city of Buffalo, in annulling assessment roll No 907, assessors' series, confirmed September 5, 1867," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Bamler, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 2 }
{ NOES 0 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Hubbard | Moran | Sherman |
| Allis | Clausen | Humphrey | Murphy | Skeels |
| Babcock | Cornwall | Irving | Nelson | Skillman |
| Balcom | Daily | Jacobs | Nicholson | L. E. Smith |
| Bamler | Davis | Jones | Palmer | Speaker |
| Bennet | Dayton | Juliand | Parshall | Stevens |
| Bentley | Decker | Keady | Pitts | Sullard |
| Bergen | Eaton | Kiernan | Prince | Sumner |
| Bigelow | Flach | Kinney | Purdy | Topliff |
| Bradstreet | J. L. Flagge | La Bau | Quinn | Torrey |
| Bristol | F. H. Flagge | Lefler | Raber | Underwood |
| Brush | Frear | Little | Ray | Van Valkenburgh |
| Burhans | Furman | Madden | A. Richardson | Weed |
| D. Burns | Galvin | Mallison | S. Richardson | Wellington |
| P. Burns | Gleason | Mann | Rider | Wells |
| Cameron | Guigon | Matthewson | Riley | Wiley |
| Campbell | Halsey | McKiever | Root | A. I. Wood |
| Chism | Hartman | Miller | Selkreg | Younglove |
| G. Clark | Howard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to authorize the town of Westchester, in the county of Westchester, to raise money to lay sidewalks in said town," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

"An act to provide for the improvement and maintenance of the public parks in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act declaring the effect of judgments of the courts of countries foreign to the United States," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

Mr. Bradstreet, from the committee on canals, to which was referred the bill entitled "An act to authorize the construction of swing bridges over the Chenango canal at Binghamton at the intersection of Henry and Hawley streets," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Bradstreet moved that said bill be now read a third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|-----------|---------------|-------------|
| Ackert | Cameron | Gleason | McKiever | Skells |
| Allis | Campbell | Halsey | Miller | Skillman |
| Babcock | Chism | Howard | Murphy | C. L. Smith |
| Balcom | G. Clark | Hu'bard | Nelson | Speaker |
| Bamler | W. S. Clark | Humphrey | Penfield | Stevens |
| Bennet | Clausen | Irv'ng | Prince | Sullard |
| Bentley | Cook | Jones | Purdy | Summer |
| Bergen | Daily | Kendy | Quinn | Topliff |
| Bigelow | Dayton | Kienan | Ranney | Tower |
| Bradstreet | Decker | Kimey | Reeve | Trainer |
| Bristol | Eaton | La Jan | S. Richardson | Underwood |
| Brush | Flach | Lefsr | Rider | Weed |
| Buel | J. L. Flagg | Little | Riley | Wellington |
| Burhans | F. H. Flagg | Malison | Root | Williams |
| D Burns | Furman | Main | Sargent | A. I. Wood |
| P. Burns | Galvin | Mathewson | Selkreg | Younglove |
| Button | Gifford | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to amend chapter 593 of the Laws of 1865, being an act to amend an act entitled 'An act to provide for the purchase or construction and maintenance of a free bridge across the Mohawk river at Amsterdam, in the county of Montgomery,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

The Senate returned the bill entitled "An act to consolidate school districts Nos. 1, 4 and 5, and a part of school district No. 2, in the town of Eastchester, in the county of Westchester, into one school district," with a message informing they non-concur in the passage of the same.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to amend the Metropolitan Police law, concerning the Police Insurance fund," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

Mr. Jones, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act to provide for the completion of the improvement of Third street, in the city of Brooklyn, and for the collection of the expense thereof," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act to amend section 2 of an act entitled 'An act to consolidate common school districts, Nos. 3, 4 and 5, in the village of Huntington, Suffolk county,' passed April 12, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|--------|----------|---------|
| Ackert | Campbell | Halsey | McKiever | Selkreg |
| Allis | Chapman | Howard | Miller | Sherman |

| | | | | |
|--------------|-------------|------------|---------------|----------------|
| A. H. Andrew | Chism | Hubbard | Murphy | Skools |
| Babcock | G. Clark | Humphrey | Nelson | O. L. Smith |
| Balcom | W. S. Clark | Irving | Palmer | L. E. Smith |
| Bamler | Cornwall | Jacobs | Parshall | Stannard |
| Bennet | Daily | Jones | Pitta | Stevens |
| Bentley | Dayton | Kinney | Place | Sullard |
| Bergen | Decker | La Bau | Prince | Sumner |
| Bigelow | Eaton | Lasher | Raber | Tarbox |
| Bradstreet | Farley | Lefler | Ranney | Torrey |
| Bristol | J. L. Flagg | Little | Ray | Trainer |
| Brush | F. H. Flagg | Loughran | A. Richardson | Van Valkenb'rg |
| Buel | Frear | Lounsbury | S. Richardson | Wellington |
| Burhans | Furman | Mallison | Rider | Wells |
| D. Burns | Gifford | Mann | Root | A. I. Wood |
| P. Burns | Gleason | Matthewson | Sargent | Younglove |
| Cameron | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Canal Commissioners to construct a farm bridge over the Champlain canal on the farm of George F. Dudley, in the town of Fort Ann, in the county of Washington," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Hubbard | Miller | Root |
| Allis | G. Clark | Humphrey | Moran | Sargent |
| Babcock | Clausen | Irving | Nelson | Selkreg |
| Balcom | Cornwall | Jacobs | Nicholson | Sherman |
| Bamler | Daily | Jones | Palmer | Skools |
| Bennet | Davis | Keady | Parshall | O. L. Smith |
| Bentley | Dayton | Kiernan | Penfold | L. E. Smith |
| Bergen | Decker | Kinney | Prince | Speaker |
| Bigelow | Eaton | La Bau | Purdy | Stevens |
| Bradstreet | Flach | Lasher | Quinn | Sullard |
| Bristol | J. L. Flagg | Lefler | Raber | Sumner |
| Brush | Frear | Little | Ranney | Topliff |
| Buel | Furman | Madden | Ray | Torrey |
| D. Burns | Galvin | Mallison | A. Richardson | Underwood |
| P. Burns | Gifford | Mann | S. Richardson | Wells |
| Button | Gleason | Matthewson | Rider | Younglove |
| Cameron | Halsey | McKiever | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled, "An act to incorporate the Isthmus Canal Company," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to amend the charter of the United States Warehouse Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act for the relief of Patterson Freeman, assignee of John White," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 72 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|---------------|----------------|
| Ackert | Daily | Jones | Pond | Stannard |
| Allis | Davis | Kinney | Purdy | Stevens |
| Babcock | Decker | La Bau | Raber | Sullard |
| Balcom | Eaton | Little | Ranney | Topliff |
| Bamler | Flach | Madden | Ray | Torrey |
| Bennet | J. L. Flagg | Mallison | Reeve | Tower |
| Bentley | F. H. Flagg | Mann | A. Richardson | Trainer |
| Bergen | Gifford | Matthewson | Riley | Underwood |
| D. Burns | Gleason | McKiever | Sargent | Van Valkenb'rg |
| P. Burns | Guigon | Miller | Selkreg | Weed |
| Button | Halsey | Moran | Sherman | Wiley |
| Cameron | Hubbard | Nicholson | C. L. Smith | A. I. Wood |
| Chism | Humphrey | Penfield | L. E. Smith | F. H. Woods |
| W. S. Clark | Irving | Place | Speaker | Younglove |
| Clausen | Jacobs | | | |

Those who voted in the negative, were

| | | | | |
|-------|----------|----------|--------|--------|
| Brush | G. Clark | Cornwall | Palmer | Tarbox |
|-------|----------|----------|--------|--------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release to Dorothea Morenz the title of the people of the State of New York in and to certain real estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 92 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|----------------|
| Ackert | W. S. Clark | Irving | O'Reilly | Skillman |
| Allis | Cook | Jacobs | Palmer | C. L. Smith |
| A. H. Andrew | Cornwall | Johnson | Parshall | L. E. Smith |
| Babcock | Daily | Jones | Penfield | Speaker |
| Balcom | Dayton | Kiernan | Pond | Starr |
| Bamler | Decker | Kinney | Prince | Sullard |
| Bennet | Eaton | La Bau | Quinn | Sumner |
| Bentley | Flach | Lasher | Raber | Tarbox |
| Bergen | J. L. Flagg | Lefler | Ranney | Topliff |
| Bradstreet | F. H. Flagg | Little | Ray | Tower |
| Bristol | Freat | Lounsbury | Reeve | Trainer |
| Buel | Furman | Mallison | S. Richardson | Van Valkenb'rg |
| Burhans | Gifford | Mann | Rider | Weed |
| D. Burns | Gleason | McKiever | Riley | Wellington |
| P. Burns | Guigon | Miller | Root | Wells |
| Button | Halsey | Moran | Selkreg | Wiley |
| Cameron | Howard | Murphy | Sherman | A. I. Wood |
| Campbell | Hubbard | Nelson | Skeels | Younglove |
| Chism | Humphrey | Nicholson | | |

Those who voted in the negative, were

| | |
|-------|----------|
| Brush | G. Clark |
|-------|----------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the National Savings Bank, in the city of Albany," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Nelson | Skeels |
| A. H. Andrew | W. S. Clark | Irving | Palmer | C. L. Smith |
| Babcock | Cornwall | Jacobs | Parshall | L. E. Smith |
| Balcom | Dayton | Jones | Pond | Stannard |
| Bennet | Decker | Kiernan | Prince | Stevens |
| Bergen | Eaton | Kinney | Quinn | Sullard |
| Bigelow | Flach | La Bau | Raber | Torrey |
| Bradstreet | J. L. Flagg | Lefler | Ranney | Tower |
| Brush | F. H. Flagg | Little | Ray | Van Valkenb'rgh |
| D. Burns | Frear | Lounsbury | A. Richardson | Weed |
| P. Burns | Gleason | Mallison | S. Richardson | Wellington |
| Button | Guigon | Mann | Rider | Wells |
| Cameron | Halsey | Matthewson | Root | A. I. Wood |
| Campbell | Howard | McKiever | Selkreg | F. H. Woods |
| Chism | Hubbard | Miller | Sherman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to regulate the times of opening and closing the clerk's office of Erie county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | Chism | Irving | Nelson | Selkreg |
| Allis | G. Clark | Jacobs | O'Reilly | Sherman |
| A. H. Andrew | W. S. Clark | Jones | Palmer | Skeels |
| Babcock | Cornwall | Keady | Parshall | C. L. Smith |
| Balcom | Daily | Kiernan | Pond | Starr |
| Bamler | Dayton | Kinney | Prince | Sullard |
| Bennet | Decker | La Bau | Purdy | Sumner |
| Bergen | Flach | Lefler | Raber | Tarbox |
| Bigelow | J. L. Flagg | Little | Ranney | Topliff |
| Bradstreet | Frear | Lounsbury | Ray | Tower |
| Bristol | Furman | Mallison | A. Richardson | Trainer |
| Buel | Gleason | Mann | S. Richardson | Van Valkenb'rgh |
| Burhans | Guigon | Matthewson | Rider | Weed |
| D. Burns | Halsey | McKiever | Riley | Wellington |
| Button | Hubbard | Miller | Root | Wells |
| Campbell | Humphrey | Murphy | Sargent | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act releasing the interest of the State in certain lands and premises owned by Anthony Bollerman, Carl Bollerman or Joseph Bollerman, and authorizing their heirs at law to hold and convey the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Howard | Moran | Selkreg |
| Allis | W. S. Clark | Hubbard | Nelson | Sherman |
| A. H. Andrew | Clausen | Humphrey | Nicholson | Skeels |
| Babcock | Cornwall | Irving | O'Reilly | Skiffman |
| Balcom | Daily | Jacobs | Palmer | L. E. Smith |
| Bamler | Davis | Jones | Parshall | Speaker |
| Bennet | Dayton | Juliland | Pitts | Stevens |
| Bentley | Decker | Kiernan | Place | Sullard |
| Bergen | Eaton | Kinney | Prince | Sumner |
| Bradstreet | Farley | La Bau | Purdy | Tarbox |
| Bristol | Flach | Ledler | Raber | Topliff |
| Brush | F. H. Flagge | Little | Ranney | Trainer |
| Buel | Frear | Lounsbury | Ray | Underwood |
| D. Burns | Furman | Madden | A. Richardson | Weed |
| P. Burns | Gifford | Mallison | S. Richardson | Wellington |
| Button | Gleason | Matthewson | Rider | Wells |
| Cameron | Guigou | McKiever | Riley | A. I. Wood |
| Campbell | Halsey | Miller | Root | Younglove |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the Brooklyn Eye and Ear Hospital," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Nicholson | Skeels |
| Allis | W. S. Clark | Jacobs | O'Reilly | C. L. Smith |
| A. H. Andrew | Clausen | Johnson | Palmer | L. E. Smith |
| Babcock | Daily | Jones | Parshall | Speaker |
| Balcom | Davis | Keady | Prince | Sullard |
| Bamler | Dayton | Kinney | Purdy | Sumner |
| Bennet | Decker | La Bau | Raber | Tarbox |
| Bergen | Farley | Ledler | Ranney | Topliff |
| Bigelow | J. L. Flagge | Little | Ray | Tower |
| Bradstreet | F. H. Flagge | Lounsbury | A. Richardson | Trainer |
| Bristol | Frear | Mallison | S. Richardson | Van Valkenburgh |
| Brush | Furman | Matthewson | Rider | Weed |
| D. Burns | Gleason | McKiever | Riley | Wellington |
| Button | Guigou | Miller | Sargent | A. I. Wood |
| Cameron | Halsey | Moran | Selkreg | F. H. Woods |
| Campbell | Hubbard | Murphy | Sherman | Younglove |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent,

Mr. Jones, from the committee on the affairs of cities, to which was referred the bill entitled "An act to extend Fifth avenue, in the city of

Brooklyn, to Atlantic avenue," reported in favor of the passage of the same; which report was agreed to.

On motion of Mr. Jacobs, said bill was recommitted to the committee, with power to report complete at any time.

Mr. Campbell, from the committee on roads and bridges, to which was recommitted the Senate bill entitled "An act to amend an act entitled 'An act to provide for building a bridge over Chambers' creek, in the towns of Newburgh and New Windsor, in the county of Orange, and for making free the present toll bridge over Murderer's creek, in the town of New Windsor,' passed April 1, 1868," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent, on motion of Mr. Sherman, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | Campbell | Hubbard | Nelson | Sherman |
| Allis | Chapman | Humphrey | Nicholson | Skeels |
| A. H. Andrew | Chism | Irving | O'Reilley | Skillsman |
| Babcock | G. Clark | Jacobs | Palmer | L. E. Smith |
| Balcom | W. S. Clark | Johnson | Parshall | Speaker |
| Bamler | Clausen | Jones | Penfield | Stevens |
| Bennet | Cornwall | Kiernan | Pond | Sullard |
| Bentley | Daily | Kinney | Prince | Sumner |
| Bergen | Dayton | La Bau | Purdy | Topliff |
| Bigelow | Decker | Lefler | Quinn | Torrey |
| Bradstreet | J. L. Flagg | Little | Raber | Tower |
| Bristol | F. H. Flagg | Lounsbury | Ray | Underwood |
| Brush | Frear | Madden | Reeve | Van Valkenburgh |
| Buel | Furman | Mallison | A. Richardson | Weed |
| D. Burns | Gifford | Mann | S. Richardson | Wellington |
| P. Burns | Gleason | McKiever | Rider | Wiley |
| Button | Halsey | Miller | Sargent | F. H. Woods |
| Cameron | Hartman | Murphy | Selfreg | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Ray,

Resolved, That the Senate bill in relation to the storage of combustible materials in the city of New York, have its third reading to-day at half-past eleven o'clock.

By unanimous consent,

Mr. Little, from the committee on the judiciary, to which was referred the Senate bill entitled "An act declaring the effects of judgments of the courts of countries foreign to the United States," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Little, said bill was recommitted to the committee, with power to report complete at any time.

By unanimous consent, on motion of Mr. Younglove, the bill entitled "An act to authorize the Canal Commissioners to construct a swing or draw bridge over the entrance from the Erie canal to the basin, near

Rexford Flats post office, in the town of Clifton Park, county of Saratoga," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Howard | Moran | Selkreg |
| Allis | G. Clark | Hubbard | Murphy | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | Nelson | Skeels |
| Babcock | Clausen | Irving | Nicholson | L. E. Smith |
| Balcom | Cook | Jacobs | Palmer | Stannard |
| Bamler | Cornwall | Julian | Parshall | Stevens |
| Bennet | Davis | Kiernan | Pond | Sullard |
| Bentley | Dayton | Kinney | Prince | Tarbox |
| Bigelow | Decker | La Bau | Purdy | Topliff |
| Bradstreet | Eaton | Laaser | Quinn | Torrey |
| Brush | Flach | Lefler | Ranney | Tower |
| Buel | F. H. Flagge | Little | Reeve | Van Valkenburgh |
| Burbans | Frear | Lounsbury | A. Richardson | Weed |
| P. Burns | Galvin | Madden | S. Richardson | Wells |
| Button | Gifford | Mann | Rider | A. I. Wood |
| Cameron | Gleason | Matthewson | Riley | F. H. Woods |
| Campbell | Halsey | Miller | Sargent | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Little, from the committee on the judiciary, to which was referred the Senate bill entitled "An act in relation to appeals from decisions of Canal Appraisers," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Murphy, from the committee on the affairs of cities, to which was referred the bill entitled "An act to amend the charter of the city of Utica," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to regulate the use of certain docks in the city of Albany," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Frear, said bill was recommended to the committee, with power to report complete at any time.

The bill entitled "An act to provide for laying out, opening and grading a public road or highway in the town of Flushing, Queens county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------|-------------|---------|----------|-------------|
| Ackert | G. Clark | Hubbard | Palmer | C. L. Smith |
| Allis | W. S. Clark | Irving | Parshall | L. E. Smith |

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| A. H. Andrew | Cook | Jacobs | Pond | Stevens |
| Babcock | Cornwall | Jones | Prince | Sullard |
| Balcom | Daily | Julian | Purdy | Sumner |
| Bamler | Dayton | Kiernan | Quinn | Tarbox |
| Bennet | Decker | Kinney | Raber | Tower |
| Bentley | Eaton | La Bau | Ranney | Trainer |
| Bergen | J. L. Flagg | Lefler | A. Richardson | Underwood |
| Bristol | F. H. Flagg | Loughran | S. Richardson | Van Valkenburgh |
| Brush | Frear | Madden | Rider | Weed |
| Buel | Furman | Mallison | Riley | Wellington |
| D. Burns | Gifford | Mann | Root | Wells |
| P. Burns | Gleason | Miller | Sherman | Wiley |
| Cameron | Guigon | Moran | Skeels | F. H. Woods |
| Campbell | Halsey | Nelson | Skillman | Younglove |
| Chiam | Howard | Nicholson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to enable the town of Delhi, Delaware county, to aid in the construction of a court house in said town," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Nicholson | L. E. Smith |
| Allis | W. S. Clark | Irving | Palmer | Speaker |
| A. H. Andrew | Clausen | Jacobs | Parshall | Stevens |
| Babcock | Cornwall | Johnson | Pond | Sullard |
| Balcom | Daily | Kiernan | Prince | Sumner |
| Bamler | Dayton | Kinney | Purdy | Tarbox |
| Bennet | Decker | La Bau | Quinn | Topliff |
| Bentley | Eaton | Lefler | A. Richardson | Torrey |
| Bergen | Flach | Little | S. Richardson | Tower |
| Bigelow | J. L. Flagg | Lounsbury | Riley | Underwood |
| Bradstreet | Frear | Madden | Rogers | Van Valkenburgh |
| Brush | Furman | Mallison | Root | Weed |
| Burhans | Gifford | Mann | Sargent | Wellington |
| D. Burns | Gleason | Matthewson | Selkreg | Wells |
| P. Burns | Guigon | Miller | Sherman | A. I. Wood |
| Cameron | Hasbrouck | Moran | Skeels | F. H. Woods |
| Campbell | Howard | Nelson | Skillman | Younglove |
| Chiam | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend an act entitled 'An act to amend and reduce to one act the several acts relating to buildings, and the keeping and storage of combustible materials in the city of New York,' passed May 4, 1866," was being read a third time, when Mr. O'Reilly moved that the same be recommitted to the committee on the affairs of cities, with instructions to strike out the enacting clause.

Mr. Brush moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to recommit, and it was determined in the negative.

{ AYES 8 }
{ NOES 13 }

Those who voted in the affirmative, were

| | | | | |
|---------|----------|----------|-------|----------|
| Hartman | Little | O'Reilly | Quinn | Skillman |
| Jones | McKiever | Prince | | |

Those who voted in the negative, were

| | | | | |
|---------------|----------|------------|---------------|-----------------|
| Allis | Campbell | Halsey | Penfield | L. E. Smith |
| A. H. Andrew | Chapman | Hubbard | Place | Stannard |
| W. S. Andrews | Chism | Humphrey | Pond | Starr |
| Babcock | G. Clark | Juliland | Ranney | Summer |
| Balcom | Clausen | Keady | Ray | Tarbox |
| Bennet | Cornwall | Kinney | Reeve | Torrey |
| Bentley | Daily | La Bau | A. Richardson | Van Valkenb'rgh |
| Bergen | Davis | Lounsbury | S. Richardson | Weed |
| Bigelow | Dayton | Mann | Rider | Wellington |
| Bristol | Decker | Matthewson | Riley | Wells |
| Brush | Eaton | Miller | Root | Williams |
| D. Burns | Farley | Nelson | Sargent | A. I. Wood |
| P. Burns | Gifford | Nicholson | Selkreg | F. H. Woods |
| Button | Gleason | Palmer | Skeels | Younglove |
| Cameron | Guigon | Parshall | | |

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 13 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|-----------|---------------|-------------|
| Allis | Cameron | Guigon | Nicholson | Selkreg |
| A. H. Andrew | Chapman | Halsey | Palmer | Sherman |
| W. S. Andrews | Chism | Howard | Parshall | L. E. Smith |
| Babcock | G. Clark | Hubbard | Penfield | Stannard |
| Balcom | Clausen | Humphrey | Place | Starr |
| Bennet | Cook | Juliland | Pond | Sullard |
| Bentley | Cornwall | Kinney | Prince | Tarbox |
| Bergen | Daily | La Bau | Ranney | Torrey |
| Bigelow | Davis | Lasher | Ray | Weed |
| Bradstreet | Dayton | Loughran | A. Richardson | Wellington |
| Bristol | Eaton | Lounsbury | S. Richardson | Wells |
| Brush | Farley | Mann | Rider | Williams |
| Burhans | Frear | Miller | Riley | A. I. Wood |
| D. Burns | Gifford | Moran | Root | F. H. Woods |
| P. Burns | Gleason | Nelson | Sargent | Younglove |
| Button | | | | |

Those who voted in the negative, were

| | | | | |
|----------|--------|------------|----------|---------|
| Campbell | Jones | Matthewson | Quinn | Speaker |
| Hartman | Little | McKiever | Skillman | Trainer |
| Irving | Madden | O'Reilly | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Bradstreet, from the committee of conference on the matters in difference on the bill entitled "An act in relation to the Canal Department, and to abolish the Contracting Board," presented the following report:

That they have had the same under consideration, and agreed to amend the same as follows (reference being had in all cases to the bill as amended by the Senate):

1st. By striking out the sixth section thereof.

2d. By adding to the 9th section of said bill, at the end thereof, the words following: "Except superintendents of repairs."

3d. By striking out the 13th section thereof.

4th. By striking out of the 14th section of said bill the words "and any person holding office under the laws of this State."

That a copy of said bill, as amended and agreed upon by the conference committee of the Senate and Assembly, is herewith submitted as a part of this report.

All of which is respectfully submitted.

N. C. BRADSTREET,
W. H. CHAPMAN,
JACKSON A. SUMNER,
L. P. DAYTON,
D. N. PARSHALL,

CHARLES STANFORD,
GEORGE BEACH,
Senate Committee.

Assembly Committee.

SECTION 1. The act entitled "An act for letting certain canal repairs by contract," passed April 15, 1854, the act entitled "An act to enlarge the powers and define the duties of the Contracting Board," passed March 14, 1857, and the act entitled "An act to amend the act entitled 'An act to enlarge the powers and define the duties of the Contracting Board,' passed March 14, 1857," passed April 23, 1867, are hereby repealed, except so far as hereinafter provided.

§ 2. All contracts entered into by the Contracting Board for the repairs of the canals, and dated before the first day of December, 1866, shall not be affected by this act, except as herein provided, and shall expire by their own limitation, and shall not thereafter be renewed or continued under any pretence whatever; and the repeal of the acts in the first section mentioned shall in no respects be held to invalidate the said contracts, or discharge any of the contractors from the duties and obligations imposed by the said contracts or the said acts, or any other law of this State, and the right of the said contractors to receive from the State any pecuniary compensation, or other relief under said contract, shall not be affected hereby.

§ 3. Any person or persons who may hold any of said unexpired contracts at the date of the passage of this act, and who shall have faithfully performed the terms and conditions thereof up to that time, may surrender said contract or contracts to the Canal Board with the same legal effect in all respects as if said contract or contracts had expired by their own limitation.

§ 4. Any contractor or contractors who shall have or hold any contract for the repairs of the canals of this State, made and entered into with the Contracting Board, and dated since the first day of December, 1866, shall, in compliance with the provisions, and the terms and conditions of such contracts, surrender and deliver up the same, to be cancelled without any claim for prospective damages, or any other damages and compensation, except to be paid for labor and services performed under such contracts up to the time of its surrender and cancellation, and also a full and fair compensation for the tools, materials and implements necessarily procured for the purpose of fulfilling such contracts by such contractors, and on hand when said contract is cancelled, which shall be contained and provided for in said contracts. But nothing herein contained shall be held or construed to affect any legal proceedings which may have been or shall be taken by the Attorney General against any of said contractors.

§ 5. In all cases where the contracts for the repairs and maintenance of the canals shall expire, be abandoned, or be delivered up and cancelled, according to the provisions of this act, or in any other manner, the Canal Commissioner shall take charge of the section embraced in such contract, and make the repairs necessary to maintain navigation, in the manner provided by law.

§ 6. The superintendents of repairs shall not make any payments for labor, materials, tools and implements, or any other matter or thing had or used for the repairs of the canals, but shall make up their vouchers therefor at the close of each month, and notify the Auditor of the Canal Department of the amount thereof by items; and no payment shall be made for any charge or expense incurred for repairs, except such as shall be embraced in the detailed estimate approved by the Canal Commissioner in charge of the division; but in case of breaks, leaks, wrecks, or any unforeseen occurrence calculated to obstruct or delay navigation, the superintendent in charge, in the absence of the Commissioner, shall have power, without delay, to repair or remove such obstruction.

§ 7. The Commissioners of the Canal Fund shall, from time to time, designate and appoint some suitable person paymaster on each division of the canals, whose duty it shall be, once in each month, to visit his division and pay all claims, accounts and vouchers for repairs that shall have been duly sworn to by the foreman, certified by the superintendent, approved by the Canal Commissioner, and audited by the Auditor of the Canal Department, and the said vouchers shall be filed in the office of the Auditor of the Canal Department, there to remain of record; and the Auditor shall cause the publication once in each month, in the State paper, the amount of material, and the cost price thereof, purchased the preceding month for use upon the canals.

§ 8. Each of the said paymasters shall execute and file in the Canal Department a bond to the people of this State, conditioned for the faithful performance of his duty, and also for the faithful expenditure and payment of the moneys which shall be entrusted to him, in such penalty as the Commissioners of the Canal Fund shall direct, and with such sureties as the Auditor may approve. The Commissioners of the Canal Fund shall have power to fix the salary and compensation of each of the said paymasters, which shall not exceed two thousand dollars per annum.

§ 9. So much of all laws or parts of laws as conflict with the provisions of this act, or authorize the letting of the repairs of the canals by contract, shall be and the same are hereby repealed; but the repeal of any former law, which in terms abolished any then existing office, whose appointment was vested in the Canal Board or the Contracting Board, shall not be deemed and taken to revive such office, or the power to make any appointments thereto, except superintendents of repairs.

§ 10. Whenever any contractor shall deliver up and surrender his contract, to be cancelled under the provisions of this act, and the same shall be accepted by the Canal Board, after the full performance of the conditions thereof, such contractor shall be entitled to receive from the Canal Commissioner in charge a draft upon the Auditor for the amount of the money deposited as security for the performance thereof, together with the interest thereon, and also a draft for the sum or sums that would be due to the contractor if this act had not been passed, and the said contract had not been cancelled.

§ 11. Nothing contained in this act shall be held or construed to affect any action now pending, or any right of action now existing, nor any power conferred upon the Attorney General, to bring actions upon or

concerning any contract for canal repairs, nor any action brought by him and now pending.

§ 12. Any superintendent, engineer, foreman, contractor, or other person, who shall make any receipt, voucher, estimate or statement false in fact with respect to the quantity, kind or quality of any materials bought or sold, or of work done, or of labor performed, in and about the business of repairing or maintaining any of the canals of this State, with the intent thereby to defraud the State, who, except in payment of his legal salary, fees or perquisites, receives or consents to receive, directly or indirectly, anything of value, or of personal advantage, or the promise thereof, for performing or omitting to perform any official act, or with the express or implied understanding that his official action or omission to act is to be in any degree influenced thereby, shall be deemed guilty of a felony, and on conviction shall be punished by imprisonment in a State prison for a term not exceeding five years, or by a fine not exceeding five thousand dollars, or both, in the discretion of the court.

§ 13. Whenever any Canal Commissioner shall be suspended or disabled from executing the duties of his office, the remaining Commissioners shall, for the time being, take charge of the division in charge of said Commissioner at the time said suspension or disability occurred, and perform all the duties of said suspended or disabled Commissioner.

§ 14. This act shall take effect immediately.

The report having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 96 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cornwall | Irving | Nicholson | L. E. Smith |
| A. H. Andrew | Daily | Jacobs | O'Reilly | Speaker |
| W. S. Andrews | Dayton | Johnson | Parshall | Stannard |
| Babcock | Decker | Jones | Pond | Starr |
| Balcom | Eaton | Juliard | Prince | Stevens |
| Bamler | Flach | Keady | Purdy | Sullard |
| Bennet | J. L. Flagg | Kiernan | Raber | Sumner |
| Bentley | F. H. Flagge | Kinney | Ranney | Tarbox |
| Bergen | Frear | La Bau | Ray | Topliff |
| Bigelow | Furman | Loughran | A. Richardson | Tower |
| Bradstreet | Galvin | Lounsbury | S. Richardson | Trainer |
| Brush | Gifford | Mallison | Rider | Underwood |
| D. Burns | Gleason | Mann | Root | Weed |
| Button | Guigou | Matthewson | Sargent | Wellington |
| Cameron | Halsey | McKiever | Selkreg | Wells |
| Chapman | Hartman | Miller | Sherman | Wiley |
| Chism | Howard | Moran | Skeels | A. I. Wood |
| G. Clark | Hubbard | Murphy | Skillman | F. H. Woods |
| W. S. Clark | Humphrey | Nelson | C. L. Smith | Younglove |
| Cook | | | | |

On motion of Mr. Matthewson, said report was ordered immediately printed and placed on the files of members.

By unanimous consent, on motion of Mr. Bemus,

Resolved, That the Senate bill entitled "An act to regulate the manner and payments of town subscriptions to the stock of the Dunkirk, Warren and Pittsburgh railroad," now have its thirding.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|------------|-----------------|
| Ackert | Cameron | Hartman | Matthewson | Skeels |
| Allis | Chapman | Howard | McKiever | Skillman |
| A. H. Andrew | Chism | Hubbard | Miller | C. L. Smith |
| W. S. Andrews | G. Clark | Humphrey | Nelson | L. E. Smith |
| Babcock | W. S. Clark | Irving | Nicholson | Stannard |
| Balcom | Clausen | Jones | Parshall | Sullard |
| Bamler | Cook | Julland | Purdy | Tarbox |
| Bennet | Cornwall | Kiernan | Quinn | Torrey |
| Bentley | Daily | Kinney | Raber | Trainer |
| Bergen | Flach | La Bau | Ranney | Van Valkenburgh |
| Bigelow | J. L. Flagg | Lasher | Ray | Weed |
| Bradstreet | F. H. Flagg | Little | Beeve | Wellington |
| Brush | Furman | Loughran | Rider | Wells |
| Burhans | Galvin | Lounsbery | Riley | F. H. Woods |
| P. Burns | Guigou | Mallison | Root | Yeungleve |
| Button | Halsey | Mann | Salkreg | |

Those who voted in the negative, were

Gleason A. I. Wood

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Irving, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize the town of Sheldon, county of Wyoming, to raise money to purchase the right of way through said town for the Attica and Allegany Valley Railroad Company, or any company that will construct a railroad from the village of Attica to the village of Arcade, in said county, on or near the route already located for the Attica and Allegany Valley railroad," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Kiernan offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to incorporate the Isthmus Canal Company," now have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act to amend an act to amend and reduce to one act the several acts relating to buildings, and the keeping and storing of combustible materials in the city of New York, passed May 4, 1866, and the act amendatory thereof, passed May 17, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|--------|--------|----------|-------|---------|
| Allis | Dayton | Hubbard | Pitts | Starr |
| Balcom | Decker | Humphrey | Place | Stevens |

| | | | | |
|-------------|-------------|-----------|-------------|-----------------|
| Bamler | Eaton | Jacobs | Purdy | Sullard |
| Bennet | Farley | Johnson | Quinn | Sumner |
| Bergen | Flach | Julian | Raber | Tarbox |
| Bigelow | J. L. Flagg | Kiernan | Ranney | Torrey |
| Bristol | F. H. Flagg | Kinney | Ray | Tower |
| Brush | Frear | Little | Reeve | Trainer |
| Burhans | Galvin | Loughran | Riley | Underwood |
| D. Burns | Gifford | Lounsbury | Root | Van Valkenburgh |
| P. Burns | Gleason | McKiever | Sherman | Wells |
| Chapman | Guigou | Miller | Skillman | Wiley |
| Chism | Halsey | Nelson | C. L. Smith | Williams |
| G. Clark | Hartman | Nicholson | Speaker | F. H. Woods |
| W. S. Clark | Howard | Penfield | Stannard | Younglove |
| Clausen | | | | |

Those who voted in the negative, were

| | | | | |
|------|----------|-------|---------------|---------------|
| Cook | Cornwall | Davis | A. Richardson | S. Richardson |
|------|----------|-------|---------------|---------------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Kiernan, from the committee on commerce and navigation, to which was recommitted the bill entitled "An act relative to wharves, piers and bulkheads in the cities of New York and Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the Fire Proof Warehousing Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act in relation to the water front of the port of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 7 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|----------|-------------|
| Ackert | W. S. Clark | Howard | McKiever | Sherman |
| Allis | Clausen | Humphrey | Miller | Skillman |
| A. H. Andrew | Cornwall | Irving | Moran | Speaker |
| Babcock | Daily | Jacobs | Nelson | Stannard |
| Balcom | Davis | Johnson | O'Reilly | Starr |
| Bamler | Decker | Jones | Palmer | Stevens |
| Bennet | Farley | Julian | Penfield | Sullard |
| Bentley | J. L. Flagg | Keady | Pitts | Sumner |
| Bergen | F. H. Flagg | Kiernan | Pond | Torrey |
| Brush | Frear | Kinney | Purdy | Tower |
| Buel | Furman | La Bau | Quinn | Trainer |
| P. Burns | Gifford | Little | Raber | Wells |
| Cameron | Gleason | Loughran | Rannay | Wiley |
| Campbell | Guigou | Lounsbury | Rider | Williams |
| Chapman | Halsey | Mann | Sargent | F. H. Woods |
| Chism | Hartman | Matthewson | | |

Those who voted in the negative, were

| | | | | |
|----------|---------|-------------|--------|---------|
| Burhans | Ray | L. E. Smith | Tarbox | Topliff |
| G. Clark | Selkreg | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to enable Conrad Poppenhusen to found an institution in the village of College Point," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Halsey | McKiever | Selkreg |
| Allis | G. Clark | Howard | Miller | Sherman |
| Babcock | W. S. Clark | Humphrey | Nelson | Skeels |
| Balcom | Cornwall | Irving | Nicholson | Speaker |
| Bamler | Daily | Jacobs | Palmer | Stannard |
| Bennet | Davis | Johnson | Parshall | Stevens |
| Bentley | Dayton | Juliland | Prince | Sullard |
| Bergen | Decker | Keady | Purdy | Tarbox |
| Bradstreet | Eaton | Kiernan | Quinn | Topliff |
| Bristol | Flach | La Bau | Raber | Tower |
| Brush | J. L. Flagg | Lefler | Ranney | Trainer |
| Buel | Frear | Little | Ray | Underwood |
| Burhans | Furman | Lounsbury | A. Richardson | Wellington |
| Button | Gifford | Madden | S. Richardson | Wells |
| Cameron | Gleason | Mallison | Riley | F. H. Woods |
| Campbell | Guigon | Matthewson | Sargent | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Trainer moved that the House take a recess until 3½ o'clock P. M.

Mr. Murphy moved that the House do now adjourn.

Mr. Speaker put the question whether the House would agree to said motion to adjourn, and it was determined in the negative.

Mr. Pitts moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Trainer, and it was determined in the affirmative.

Thereupon, at 1 o'clock and 15 minutes, the House took a recess until 3½ o'clock P. M.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

By unanimous consent, on motion of Mr. Jones,

Resolved, That the Senate bill entitled "An act to amend the act entitled 'An act to improve the Gowanus canal in the city of Brooklyn,' passed April 19, 1866," now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|-----------|---------------|-----------------|
| Ackert | G. Clark | Hubbard | Murphy | Sherman |
| Allis | W. S. Clark | Humphrey | Nelson | Skillman |
| Babcock | Cook | Irving | Nicholson | Speaker |
| Bamler | Cornwall | Jacobs | Palmer | Stannard |
| Bennet | Davis | Johnson | Pitts | Stevens |
| Bentley | Dayton | Jones | Pond | Sumner |
| Bergen | Eaton | Keady | Quinn | Topliff |
| Bigelow | Farley | Kinney | Raber | Tower |
| Buel | Flach | La Bau | Ranney | Trainer |
| Burhans | J. L. Flag | Little | Reeve | Underwood |
| D. Burns | F. H. Flagge | Loughran | A. Richardson | Van Valkenb'rgh |
| P. Burns | Furman | Lounsbury | S. Richardson | Weed |
| Button | Galvin | Mallison | Rider | Wendover |
| Cameron | Halsey | Mann | Riley | Williams |
| Campbell | Hartman | McKiever | Root | F. H. Woods |
| Chapman | Hasbrouck | Moran | Selkreg | Younglove |
| Chiam | Howard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Tarbox,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to prevent waste of timber on the Cattaraugus Allegany Oil Spring Indian Reservations of this State," and that the same now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|------------|
| Ackert | Cameron | Gleason | Matthewson | Sargent |
| Allis | Campbell | Halsey | Miller | Selkreg |
| A. H. Andrew | Chiam | Hartman | Moran | Sherman |
| Babcock | G. Clark | Humphrey | Nelson | Speaker |
| Balcom | W. S. Clark | Irving | Nicholson | Starr |
| Bennet | Clausen | Johnson | Parshall | Sullard |
| Bentley | Cornwall | Jones | Pitts | Torrey |
| Bergen | Daily | Juliland | Pond | Tower |
| Bigelow | Davis | Keady | Prince | Underwood |
| Bradstreet | Eaton | Kiernan | Raber | Weed |
| Bristol | Flach | La Bau | Ray | Wellington |
| Brush | J. L. Flag | Lefler | A. Richardson | Wells |
| Burhans | F. H. Flagge | Loughran | S. Richardson | A. I. Wood |
| D. Burns | Furman | Madden | Rider | Younglove |
| P. Burns | Gifford | Mallison | Riley | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Raber, the Senate bill entitled "An act authorizing the repaving and improving of Union street to Gowanus canal in the city of Brooklyn, and for the assessment and collection of the cost thereof, and changing the name of Bergen place to Union street," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 8 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|-----------|---------------|-----------------|
| Ackert | Chapman | Guigou | Mann | Skeels |
| Allis | Chism | Halsey | McKiever | Skillman |
| Babcock | G. Clark | Hartman | Miller | C. L. Smith |
| Balcom | W. S. Clark | Howard | Moran | Speaker |
| Bennet | Cook | Hubbard | Nicholson | Stannard |
| Bentley | Cornwall | Humphrey | Palmer | Stevens |
| Bergen | Daily | Johnson | Pond | Sullard |
| Bigelow | Davis | Jones | Ranney | Topliff |
| Bradstreet | Eaton | Kiernan | Reeve | Trainer |
| Brush | Farley | Kinney | A. Richardson | Underwood |
| Buel | Flach | La Bau | Rider | Van Valkenburgh |
| Burbans | J. L. Flagg | Little | Riley | Wells |
| D. Burns | F. H. Flagge | Loughran | Sargent | Williams |
| Button | Frear | Lounsbury | Selkreg | F. H. Woods |
| Cameron | Galvin | Mallison | Sherman | Younglove |
| Campbell | | | | |

Those who voted in the negative, were

P. Burns Keady Pitts

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Davis,

Resolved, That the bill entitled "An act to authorize the commissioners of highways of the town of Brighton to acquire the right of way for such portions of the River road in said town, as have been wholly or partially destroyed, through any adjacent orchards or sites of fruit trees, by an assessment of damages to the owners in the same manner as in other cases," have its third reading at 4 o'clock P. M.

By unanimous consent, on motion of Mr. Allis,

Resolved, That the bill entitled "An act authorizing a special town meeting in the town of Salina, Onondaga county, for the purpose of raising an increased amount of money for the support of roads in said town," have its third reading at 4½ o'clock P. M.

Mr. Quinn moved to reconsider the vote on the final passage of the bill entitled "An act empowering judges and justices of courts in the in the city of New York to take acknowledgments of deeds and other instruments for records."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative were

| | | | | |
|------------|--------------|-----------|--------|-------------|
| Ackert | W. S. Clark | Jones | Palmer | Selkreg |
| Allis | Cornwall | Keady | Pitts | Sherman |
| Babcock | Daily | Kiernan | Place | Skillman |
| Balcom | Davis | Kinney | Purdy | C. L. Smith |
| Bentley | Eaton | La Bau | Quinn | L. E. Smith |
| Bergen | Flach | Lasher | Raber | Speaker |
| Bigelow | J. L. Flagg | Loughran | Ranney | Stannard |
| Bradstreet | F. H. Flagge | Lounsbury | Ray | Sullard |

| | | | | |
|----------|----------|------------|---------------|-----------------|
| Brush | Frear | Mallison | Reeve | Tarbox |
| Buel | Galvin | Mann | A. Richardson | Topliff |
| Burhans | Guigon | Matthewson | S. Richardson | Underwood |
| Button | Halsey | McKiever | Rider | Van Valkenb'rgh |
| Cameron | Hartman | Miller | Riley | Wells |
| Campbell | Hubbard | Murphy | Root | F. H. Woods |
| Chapman | Humphrey | Nicholson | Sargent | Younglove |
| G. Clark | Jacobs | O'Reilley | | |

Those who voted in the negative, were

D. Burns Moran

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Ackert | Cornwall | Johnson | Palmer | Skeels |
| Allis | Dally | Jones | Pitts | Skillman |
| Balcom | Davis | Keady | Place | C. L. Smith |
| Bamler | Eaton | Kiernan | Purdy | Speaker |
| Bennet | Farley | Kinney | Quinn | Stannard |
| Bergen | Flach | La Bau | Raber | Starr |
| Bigelow | J. L. Flag | Lasher | Ranney | Stevens |
| Bradstreet | F. H. Flagge | Loughran | Ray | Tarbox |
| Brush | Frear | Lounsbury | Reeve | Topliff |
| Buel | Galvin | Mann | A. Richardson | Tower |
| Burhans | Guigon | Matthewson | S. Richardson | Underwood |
| Button | Halsey | McKiever | Rider | Van Valkenb'rgh |
| Cameron | Hartman | Miller | Riley | Wells |
| Chapman | Howard | Nelson | Root | Williams |
| Chiam | Hubbard | Nicholson | Sargent | F. H. Woods |
| G. Clark | Humphrey | O'Reilley | Sherman | Younglove |
| W. S. Clark | Jacobs | | | |

Those who voted in the negative, were

D. Burns Moran Selkreg L. E. Smith Sullard
Campbell

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Starr offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act authorizing the village of Douglas, in the counties of Delaware and Sullivan, to subscribe for and take capital stock in certain stock companies in said village," now have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Allis | Campbell | Halsey | Miller | Sargent |
| A. H. Andrew | Chapman | Hartman | Moran | Sherman |
| Babcock | Chism | Hasbrouck | Nelson | Skeels |
| Balcom | G. Clark | Howard | Palmer | Skillman |
| Bamler | W. S. Clark | Hubbard | Pitts | L. E. Smith |
| Bennet | Cornwall | Humphrey | Place | Speaker |
| Bentley | Daily | Irving | Pond | Stannard |
| Bigelow | Eaton | Jacobs | Purdy | Sumner |
| Bradstreet | Flach | Jones | Raber | Tarbox |
| Brush | J. L. Flag | Kiernan | Ranney | Topliff |
| Burhans | F. H. Flagge | Kinney | Ray | Underwood |
| D. Burns | Frear | Mann | A. Richardson | Van Valkenburgh |
| P. Burns | Galvin | Matthewson | Rider | Williams |
| Button | Guilgon | McKiever | Root | F. H. Woods |
| Cameron | | | | |

Those who voted in the negative, were

| | | | | |
|--------|----------|----------|---------|-----------|
| Bergen | La Bau | O'Relley | Selkreg | Sullard |
| Keady | Mallison | Quinn | Stevens | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Speaker presented a communication from the Inspectors of State Prisons, relative to printing contract, which on motion of Mr. J. L. Flagge, was laid on the table and ordered printed.

(See Doc. No. .)

The Senate returned the bill entitled "An act to amend chapter 280, section 73, Laws of 1847, relating to a reporter for the Supreme Court," with a message informing that they had passed the same, with the following amendments:

Section 1, lines 6 and 7, engrossed bill, strike out the words "Governor, Secretary of State and Attorney General," and insert the words "eight judges of the Supreme Court having the shortest term to serve."

Add at the end of section 2 the words "per volume."

Mr. Speaker announced the question to be upon concurring with the amendments of the Senate.

Mr. Pitts moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 14 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|------------|-------------|
| Ackert | Campbell | Frear | Mann | Selkreg |
| Allis | Chapman | Guilgon | Matthewson | Sherman |
| A. H. Andrew | Chism | Halsey | Miller | Skeels |
| Babcock | G. Clark | Howard | Nelson | Skillman |
| Balcom | W. S. Clark | Hubbard | O'Relley | C. L. Smith |
| Bamler | Cornwall | Humphrey | Palmer | Speaker |
| Bennet | Daily | Irving | Pitts | Starr |
| Bentley | Davis | Jacobs | Place | Sumner |
| Bergen | Dayton | Jones | Purdy | Tarbox |
| Bigelow | Decker | Juliland | Ranney | Topliff |
| Bradstreet | Eaton | Keady | Ray | Tower |

| | | | | |
|----------|--------------|-----------|---------------|-------------|
| Burhans | Farley | Loughran | A. Richardson | Underwood |
| D Burns | Flach | Lounsbury | S. Richardson | Wells |
| P. Burns | J. L. Flag | Madden | Riley | F. H. Woods |
| Button | F. H. Flagge | Mallison | Sargent | |

Those who voted in the negative, were

| | | | | |
|---------|---------|----------|---------|-----------|
| Brush | Gleason | McKiever | Quinn | Williams |
| Cameron | Hartman | Murphy | Root | Younglove |
| Gifford | Johnson | Pond | Sullard | |

Mr. Pitts moved to reconsider the vote just taken, and on that motion moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 38 }
{ NOES 49 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|----------|----------|-----------|
| Ackert | Chism | Keady | Murphy | Riley |
| Babcock | Dayton | Kiernan | O'Reilly | Root |
| Bamler | Flach | Kinney | Pond | Skillman |
| Bentley | F. H. Flagge | Loughran | Purdy | Stannard |
| Bergen | Gifford | Mallison | Quinn | Sullard |
| Brush | Guigou | McKiever | Raber | Trainer |
| D. Burns | Hartman | Miller | Beeve | Younglove |
| P. Burns | Johnson | Moran | | |

Those who voted in the negative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Allis | W. S. Clark | Humphrey | Pitts | Speaker |
| A. H. Andrew | Cornwall | Jacobs | Ranney | Starr |
| Balcom | Daily | Julian | A. Richardson | Sumner |
| Bennet | Davis | Lasher | S. Richardson | Tarbox |
| Bigelow | Decker | Lounsbury | Rider | Topliff |
| Bradstreet | Eaton | Mann | Sargent | Underwood |
| Burhans | Farley | Matthewson | Selkreg | Wells |
| Cameron | J. L. Flag | Nelson | Sherman | Williams |
| Chapman | Halsey | Nicholson | Skeels | F. H. Woods |
| G. Clark | Howard | Palmer | L. E. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act relative to lands devised by Richard Ray, deceased," with a message informing that they had passed the same, with the following amendments:

Strike out on page 1, from and including the word "whereas," in line 3, to and including the word "therefore," in line 18.

Section 1, lines 6 and 7, engrossed bill, strike out the words "or in the city and county of Albany." Same section, lines 8 and 9, strike out the words "Albany, Oneida and Franklin."

Page 2, line 11, engrossed bill, strike out the word "cities," and insert the word "city," and strike out the words "and Albany." Lines 14 and 15, strike out the words "and in the counties of Oneida and Franklin for a longer term than twelve years."

Page 3, lines 1 and 2, strike out the words "as to the cities of New York and Albany."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Humphrey | O'Reilly | Skillman |
| Babcock | Cornwall | Irving | Palmer | L. E. Smith |
| Balcom | Daily | Jones | Pond | Speaker |
| Bamler | Davis | Keady | Purdy | Stannard |
| Bentley | Dayton | Kiernan | Raber | Starr |
| Bergen | Decker | Kinney | Ranney | Stevens |
| Bigelow | Eaton | La Bau | Ray | Sullard |
| Bradstreet | Flach | Lasher | Reeve | Sumner |
| Buel | J. L. Flagg | Loughran | A. Richardson | Tarbox |
| Burhans | F. H. Flagge | Lounsbury | S. Richardson | Topliff |
| D. Burns | Frear | Mallison | Rider | Tower |
| P. Burns | Furman | Matthewson | Riley | Underwood |
| Button | Galvin | McKiever | Root | Van Valkenburgh |
| Campbell | Gifford | Moran | Selkreg | Wells |
| Chism | Halsey | Nelson | Sherman | A. I. Wood |
| G. Clark | Hartman | Nicholson | Skeels | Younglove |
| W. S. Clark | Hubbard | | | |

For the negative,

Murphy

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act releasing the interest of the people of the State of New York in certain real estate to Matthias McMahon," with a message informing that they had passed the same, with the following amendment:

Section 1, line 5, engrossed bill, before the word "is," insert the words "was at the time of his death seized and possessed."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hartman | Moran | Selkreg |
| Allis | G. Clark | Hubbard | Nelson | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | Nicholson | Skeels |
| Babcock | Clausen | Irving | Palmer | Skillman |
| Balcom | Cornwall | Jacobs | Penfield | C. L. Smith |
| Bamler | Daily | Johnson | Pitte | L. E. Smith |
| Bennet | Dayton | Jones | Pond | Speaker |
| Bentley | Decker | Juliland | Purdy | Stannard |
| Bergen | Eaton | Kiernan | Quinn | Sullard |
| Bigelow | Farley | Kinney | Raber | Sumner |
| Bradstreet | Flach | Lasher | Ranney | Tarbox |
| Brush | J. L. Flagg | Little | Ray | Tower |
| Buel | F. H. Flagge | Loughran | Reeve | Underwood |
| Burhans | Frear | Lounsbury | A. Richardson | Wellington |
| D. Burns | Furman | Mallison | S. Richardson | Wells |
| P. Burns | Galvin | Mann | Rider | Williams |
| Campbell | Guigon | Matthewson | Riley | Younglove |
| Chapman | Halsey | McKiever | Root | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to authorize a tax of one

mill per dollar of valuation for construction of new work upon, and extraordinary repairs of, the canals of this State," with a message informing that they had passed the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

SECTION 1. There shall be imposed for the fiscal year, beginning on the first day of October, eighteen hundred and sixty-eight, a State tax of three-quarters of a mill on each dollar of the real and personal property in this State subject to taxation, which tax shall be assessed, levied and collected, by the annual assessment and collection of taxes for that year, in the manner prescribed by law, and shall be paid by the several county treasurers into the treasury of this State, to be held by the treasurer for application to the following purposes, to wit:

EXTENSION OF CHENANGO CANAL—CONSTRUCTION.

To pay for work done and to be done, and to pay for engineering, two hundred and eighty-one thousand eight hundred dollars, or so much thereof as may be needed.

Improvement of Champlain canal and Glen's Falls feeder, including cutting off big bevel of locks on said feeder, and building bridge at McIntyre street in the village of Fort Edward, ninety-five thousand seven hundred dollars, or so much thereof as may be necessary.

For the rebuilding, of stone, the High dam on the Oswego canal, fifty thousand dollars, or so much thereof as shall be necessary.

Pier at Watkins, on Chemung canal, thirty thousand dollars, or so much thereof as shall be necessary.

For building four hundred feet of dock on the Oswego canal, in front of the New York State Solar Salt Company's store-house, two thousand one hundred dollars, or so much thereof as shall be necessary.

Pier at Geneva, on Cayuga and Seneca canals, twenty thousand dollars, or so much thereof as shall be necessary.

To pay for building an iron bridge at Utica street, over the Oswego canal, fourteen thousand dollars, or so much thereof as may be necessary for that purpose.

For furnishing additional water to the summit level of the Genesee Valley canal, improving Ischua feeder, changing plan of rebuilding Ischua feeder aqueduct, removing Mud lock, deepening and widening channel of Genesee Valley canal from guard lock at rapids to its junction with Erie canal, and depressing bottom of said guard lock to conform thereto, constructing dam and bulkhead at Smith's mills, protecting canal at slide banks, improving canal, and for changing plans for bridges, two hundred and forty-two thousand dollars, or so much thereof as may be necessary.

CROOKED LAKE CANAL.

For rebuilding five locks of stone, forty thousand dollars, or so much thereof as may be necessary.

For removing slope walls and constructing slope and pavement walls, from lock number two to Port Schuyler side cut, and for rebuilding lock number two, eighty-five thousand dollars, or so much thereof as shall be necessary.

For reservoir to the Jordan level, Port Byron level, change of bridges, middle division, sixty thousand dollars, or so much thereof as shall be necessary. In case there shall be a surplus from the above three objects, such surplus or so much thereof as shall be necessary to be used for raising the banks of Oswego canal below Hinmansville.

For removing south wing of and extending Black Rock pier, ten thousand dollars, or so much thereof as shall be necessary.

For building a pile jetty pier at southerly end of Black Rock harbor, seven thousand dollars, or so much thereof as may be necessary.

For dredging out channel below ship lock at Black Rock, one thousand dollars, or so much thereof as may be necessary.

For completing Clark and Skinner canal, twenty thousand dollars, or so much thereof as may be necessary.

For improvement of Main and Hamburg Street canal, fifteen thousand dollars, or so much thereof as may be necessary.

For construction of towpath, abutment and approach, to change bridge, section three hundred and sixty-seven, two thousand dollars, or so much thereof as may be necessary.

For removing slope wall and wall bench, and constructing a vertical wall on berme side of Erie canal, at Port Gibson, three thousand dollars, or so much thereof as may be necessary.

For removing slope wall and wall bench, and constructing a vertical wall on berme side of Erie canal, Middleport, Niagara county, five thousand dollars, or so much thereof as may be necessary.

For removing slope on bench wall and constructing vertical wall in front of Turk's Island Coarse Salt Company's store house, in the village of Geddes, about 200 feet, two thousand dollars, or so much as may be necessary.

For removing slope wall and wall bench, and constructing nine hundred lineal feet of docking on berme side of Erie canal, in the village of Rome, four thousand dollars, or so much thereof as may be necessary.

For removing the bench wall, and constructing a vertical wall on the berme side of the Erie canal, in Syracuse, from the foot of lock forty-nine to Mulberry street, a distance of about fourteen chains, six thousand dollars, or so much thereof as may be necessary.

For completing surveys and maps of canals, six thousand two hundred and seventy dollars, or so much thereof as may be necessary.

For refunding, to the city of Rochester, amount expended by said city in building the approaches to Tremont street bridge, over the Genesee Valley canal, one thousand three hundred and eight dollars.

For constructing iron bridge over Erie canal at foot of Ferry street, in the village of Brockport, including abutments and approaches, four thousand five hundred dollars, or so much thereof as may be necessary.

For constructing iron bridges over Erie canal at Port Jackson, Montgomery county, six thousand dollars, or so much thereof as may be necessary.

For Oak Orchard Creek indebtedness, twenty-one thousand six hundred and sixty-six dollars and thirty-nine cents.

For changing plans of bridges on western division, twenty thousand dollars, or so much thereof as may be necessary.

For changing plan of reconstructing towpath on construction section three-hundred and sixty-eight, thirty thousand dollars, or so much thereof as may be necessary.

For changing plans of bridges for middle division, twenty thousand dollars, or so much thereof as may be necessary.

For excavating and dredging the Ohio basin, in the city of Buffalo, (whenever the contractor shall clean out the same to the uniform depth of ten feet, as required by his contract), the sum of twelve thousand dollars, or so much thereof as shall be necessary to give a uniform depth of thirteen feet of water in the said basin.

For dredging Whitehall basin below combined locks, ten thousand dollars, or so much thereof as shall be necessary.

For the balance of the cost of constructing Becker's Lock, on the

Champlain canal, at the south end of the sixteen mile level, on the enlarged plan, over the expense of rebuilding the same on its present plan, ten thousand dollars, or so much thereof as shall be necessary.

To pay awards of canal appraisers for the year eighteen hundred and sixty-six (deficiency) and interest, and to pay awards of canal appraisers, and also of the canal board, for the year eighteen hundred and sixty-seven and interest, or so much thereof as shall be necessary, three hundred and thirteen thousand and forty dollars and sixteen cents.

To pay Edward A. Mills, contractor, the sum of three thousand one hundred dollars, or so much thereof as may be necessary, to pay principal and interest of canal commissioners' drafts on the auditor, held by said Mills, for work done on a change of plan on repair section twelve.

§ 2. In order to remove all doubts in respect to the authority of the canal commissioner to commence the new works for which appropriations are herein made, and no legislative direction is otherwise given by special laws, it is hereby declared that the said canal commissioners are hereby authorized to construct, or cause to be constructed, all such new works for which appropriations are herein made, subject, however, to all restrictions, provisions and conditions contained in this act.

§ 3. No part or portion of the moneys herein appropriated for new work, shall be expended or paid, nor shall any contract involving such expenditure and payment be made on behalf of this State, until the maps, plans and estimates for such new work shall have been submitted to and approved by the canal board, and the work shall be advertised and let to the lowest bidder.

§ 4. No more money shall be expended on the works hereinbefore enumerated than is above appropriated, and it shall not be lawful for the officers having in charge the execution of the said works, to make any contracts whereby any expenditure in excess of the appropriation will be incurred, or any further appropriation for the same rendered necessary.

§ 5. To meet the appropriations made in this act, of the moneys to be collected by and upon the said tax, with as little delay as practicable, the commissioners of the canal fund may, from time to time, invest in the said tax, any surplus moneys of the principal of the sinking funds under article seven of the constitution, a sum or sums not exceeding in all the amount to be realized from said tax hereby authorized; and the moneys so invested shall be applied to pay the appropriations under this act; and so much of the money arising from the said tax as may be necessary, when paid into the treasury, is hereby pledged, and shall be applied in the first instance, to reimburse the said sinking funds for the amount invested in said tax, and for the interest on the same, at a rate not exceeding five per cent per annum, from the time of investment to the day of payment.

§ 6. This act shall take effect immediately.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 5 }

Those who voted in the affirmative, were

Ackert
Babcock

Cornwall
Daily

Jones
Juliland

Place
Pond

Skillman
C. L. Smith

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Balcom | Davis | Keady | Purdy | L. E. Smith |
| Bamler | Decker | Kinney | Quinn | Speaker |
| Bennet | Eaton | Lawrence | Raber | Stannard |
| Bergen | J. L. Flagge | Loughran | Ranney | Starr |
| Bigelow | Furman | Lounsbury | Ray | Stevens |
| Bradstreet | Galvin | Matthewson | Reeve | Sullard |
| D. Burns | Gifford | McKiever | A. Richardson | Sumner |
| P. Burns | Halsey | Miller | S. Richardson | Topliff |
| Cameron | Hartman | Moran | Rider | Tower |
| Campbell | Humphrey | Nicholson | Riley | Trainer |
| Chapman | Irving | O'Reilley | Root | Underwood |
| G. Clark | Jacobs | Palmer | Selkreg | Wells |
| W. S. Clark | Johnson | Pitts | Sherman | Younglove |
| Cook | | | | |

Those who voted in the negative, were

Brush F. H. Flagge Mallison Mann Tarbox

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to incorporate the Waddington Canal and Water Works Company," with a message informing that they had passed the same, with the following amendment:

Section 2, line 16, strike out the word "majority," and insert the words "two-thirds."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Humphrey | Palmer | Skeels |
| Allis | Cornwall | Irving | Pitts | Skillman |
| Babcock | Daily | Jacobs | Pond | C. L. Smith |
| Balcom | Dayton | Jones | Quinn | Speaker |
| Bamler | Decker | Julland | Raber | Stannard |
| Bennet | Farley | Keady | Ranney | Starr |
| Bentley | Flach | Kinney | Ray | Sullard |
| Bergen | J. L. Flagge | Lawrence | Reeve | Tarbox |
| Bigelow | F. H. Flagge | Lounsbury | A. Richardson | Topliff |
| Bradstreet | Frear | Mallison | S. Richardson | Tower |
| Brush | Galvin | Mann | Rider | Underwood |
| Burhans | Guigon | Matthewson | Riley | Wells |
| D. Burns | Halsey | McKiever | Root | Wiley |
| P. Burns | Hartman | Murphy | Sargent | Williams |
| Campbell | Howard | Nelson | Selkreg | F. H. Woods |
| Chapman | Hubbard | Nicholson | Sherman | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to legalize the proceedings of Henry H. Hatheway as justice of the peace of the town of Lenox, Madison county, in this State," with a message informing that they had passed the same, with the following amendments:

Section 2, line 2, engrossed bill, before the word "judgment," insert the word "any." Line 4, same section, after the word "peace," insert the words "or any action."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Ackert | Cornwall | Irving | Palmer | L. E. Smith |
| Allis | Daily | Jacobs | Pitts | Speaker |
| Babcock | Davis | Johnson | Pond | Stannard |
| Balcom | Dayton | Jones | Purdy | Starr |
| Bamler | Eaton | Juliland | Quinn | Stevens |
| Bennet | Farley | Keady | Raber | Sullard |
| Bentley | J. L. Flagg | Kiernan | Ranney | Sumner |
| Bergen | F. H. Flagge | Kinney | Ray | Tarbox |
| Bigelow | Frear | Lawrence | Reeve | Topliff |
| Bradstreet | Gifford | Lounsbury | A. Richardson | Tower |
| Burhans | Gleason | Mallison | Rider | Trainer |
| D. Burns | Guigou | Mann | Riley | Underwood |
| P. Burns | Halsey | Matthewson | Root | Wells |
| Cameron | Hartman | McKiever | Selkreg | Williams |
| Campbell | Howard | Miller | Sherman | F. H. Woods |
| G. Clark | Hubbard | Nicholson | C. L. Smith | Younglove |
| W. S. Clark | Humphrey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act releasing the interest of the people of the State of New York to certain lands and premises to Mary Wilson," with a message informing that they had passed the same, with the following amendment:

Section 1, line 9, engrossed bill, after the word "devises," insert the words "heirs at law."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Hubbard | Murphy | Skillman |
| Allis | Cornwall | Humphrey | Nicholson | C. L. Smith |
| A. H. Andrew | Daily | Irving | O'Reilly | L. E. Smith |
| Babcock | Davis | Jacobs | Palmer | Stannard |
| Balcom | Dayton | Jones | Place | Starr |
| Bamler | Decker | Juliland | Purdy | Stevens |
| Bennet | Eaton | Keady | Quinn | Sullard |
| Bentley | Farley | Kiernan | Raber | Sumner |
| Bergen | Flach | Kinney | Ranney | Topliff |
| Bigelow | J. L. Flagg | Lasher | Ray | Torrey |
| Brush | F. H. Flagge | Lawrence | Reeve | Tower |
| Buel | Frear | Loughran | A. Richardson | Trainer |
| Burhans | Galvin | Lounsbury | S. Richardson | Underwood |
| D. Burns | Gifford | Mallison | Rider | Wells |
| P. Burns | Guigou | Mann | Riley | Wiley |
| Cameron | Halsey | Matthewson | Root | Williams |
| Campbell | Hartman | McKiever | Selkreg | F. H. Woods |
| Chapman | Howard | Miller | Sherman | Younglove |
| G. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The hour of 4½ o'clock having arrived,

Pursuant to resolution, the bill entitled "An act authorizing a special town meeting in the town of Salina, Onondaga county, for the pru-

pose of raising an increased amount of money for the support of roads in said town," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Campbell | Guigon | Moran | Selkreg |
| Allis | Chapman | Halsey | Murphy | Sherman |
| W. S. Andrews | Chism | Hartman | Nicholson | Skeels |
| Babcock | G. Clark | Howard | Palmer | Skillman |
| Balcom | W. S. Clark | Hubbard | Penfield | C. L. Smith |
| Bamler | Cornwall | Humphrey | Pitts | L. E. Smith |
| Bennet | Daily | Jacobs | Purdy | Speaker |
| Bentley | Davis | Jones | Raber | Stannard |
| Bergen | Dayton | Juliland | Ranney | Sullard |
| Bigelow | Decker | Kiernan | Ray | Tarbox |
| Bradstreet | Eaton | Kinney | Reeve | Topliff |
| Bristol | Farley | Little | A. Richardson | Trainer |
| Brush | J. L. Flagge | Lounsbury | S. Richardson | Underwood |
| Burhans | F. H. Flagge | Mallison | Rider | Van Valkenburgh |
| D. Burns | Frear | Matthewson | Riley | Wells |
| P. Burns | Furman | Miller | Root | Younglove |
| Cameron | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the President, Managers and Company of the Delaware and Hudson Canal Company,' passed April 23, 1823," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 40 }
{ NOES 51 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|-----------|-------------|
| Ackert | Chapman | Frear | Irving | Palmer |
| Allis | W. S. Clark | Furman | Jacobs | Skillman |
| A. H. Andrew | Davis | Galvin | Jones | C. L. Smith |
| Bennet | Dayton | Guigon | Lasher | L. E. Smith |
| Bentley | Decker | Halsey | Loughran | Stevens |
| Bigelow | Flach | Hartman | Lounsbury | Underwood |
| Burhans | J. L. Flagge | Hubbard | McKiever | Wiley |
| Cameron | F. H. Flagge | Humphrey | Nicholson | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|----------|------------|----------|---------------|------------|
| Babcock | Eaton | Moran | Reeve | Sumner |
| Balcom | Gifford | Murphy | A. Richardson | Tarbox |
| Bamler | Gleason | Nelson | Rider | Topliff |
| Bergen | Howard | O'Reilly | Riley | Tower |
| Brush | Johnson | Place | Root | Trainer |
| D. Burns | Kiernan | Pond | Sargent | Weed |
| P. Burns | Kinney | Purdy | Selkreg | Wells |
| Campbell | Mann | Quinn | Sherman | Williams |
| G. Clark | Matthewson | Raber | Stannard | A. I. Wood |
| Cornwall | Miller | Ranney | Sullard | Younglove |
| Daily | | | | |

Mr. Brush moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The Senate bill entitled "An act to incorporate the New York Elevator Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Cornwall | Hartman | Moran | Skillman |
| Allis | Daily | Hubbard | Murphy | Speaker |
| A. H. Andrew | Davis | Humphrey | Pond | Stannard |
| Balcom | Dayton | Jacobs | Quinn | Starr |
| Bamler | Decker | Kiernan | Raber | Stevens |
| Bennet | Eaton | Kinney | Ranney | Sullard |
| Bergen | Farley | La Bau | Ray | Tower |
| Bigelow | Flach | Lasher | Reeve | Trainer |
| Bradstreet | J. L. Flag | Lawrence | A. Richardson | Underwood |
| D. Burns | F. H. Flagge | Loughran | Rider | Weed |
| P. Burns | Frear | Mann | Riley | Wells |
| Cameron | Gleason | Matthewson | Ropt | Williams |
| Chapman | Guigon | McKiever | Sargent | A. I. Wood |
| W. S. Clark | Halsey | Miller | Sherman | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|----------|----------|--------|---------------|---------|
| G. Clark | O'Reilly | Palmer | S. Richardson | Selkreg |
| Gifford | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. J. L. Flagge,

Resolved, That the committee of the whole be discharged from the consideration of the Senate bill entitled "An act in relation to the duties and compensation of the clerk of the county of Rensselaer," and that the same be ordered to a third reading.

The bill entitled "An act to alter the map or plan of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-------------|
| Ackert | W. S. Clark | Jacobs | Palmer | C. L. Smith |
| Allis | Cornwall | Jones | Place | L. E. Smith |
| A. H. Andrew | Daily | Keady | Pond | Speaker |
| Babcock | Dayton | Kiernan | Purdy | Stannard |
| Balcom | Decker | Kinney | Quinn | Starr |
| Bamler | Eaton | La Bau | Raber | Sullard |
| Bentley | Farley | Lasher | Ranney | Sumner |
| Bergen | Flach | Lawrence | Ray | Tower |
| Bigelow | J. L. Flag | Loughran | Reeve | Trainer |
| Bradstreet | F. H. Flagge | Mann | A. Richardson | Underwood |
| Buel | Frear | McKiever | S. Richardson | Weed |
| D. Burns | Galvin | Miller | Rider | Wells |

| | | | | |
|----------|----------|-----------|----------|-------------|
| P. Burns | Gifford | Moran | Riley | Wiley |
| Cameron | Gleason | Murphy | Root | Williams |
| Campbell | Guigou | Nelson | Selkreg | A. I. Wood |
| Chapman | Halsey | O'Reilley | Skillman | F. H. Woods |
| G. Clark | Humphrey | | | |

Those who voted in the negative, were

| | | |
|-------|---------|---------|
| Davis | Hartman | Hubbard |
|-------|---------|---------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the bill entitled "An act to amend an act entitled 'An act to open a square, to be known as Lafayette square, in the city of Brooklyn,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to provide for the maintenance and improvement of the public parks in the city of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Cornwall offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to authorize the town of Rutland to build an iron bridge over Black river," now have its third reading.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The bill entitled "An act to provide for paving, in the city of Brooklyn, Sehermerhorn street, from Clinton street to Flatbush avenue; Lafayette avenue, from Flatbush to Bedford avenue; Gates avenue, from Fulton to Bedford avenue, with the improved Belgian or any other improved pavement," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 26 }
{ NOES 52 }

Those who voted in the affirmative, were

| | | | | |
|---------|--------------|----------|------------|------------|
| Allis | Eaton | Halsey | Lounsbury | Purdy |
| Balcom | Farley | Humphrey | Matthewson | Ranney |
| Bigelow | Flach | Jones | Nelson | Selkreg |
| Brush | F. H. Flagge | Kinney | Palmer | Topliff |
| Cameron | Gleason | Little | Pond | A. I. Wood |
| Decker | | | | |

Those who voted in the negative, were

| | | | | |
|------------|-------------|----------|---------------|-----------|
| Ackert | W. S. Clark | Irving | Miller | Skillman |
| Babcock | Cornwall | Jacobs | Murphy | Speaker |
| Bamler | Davis | Johnson | Nicholson | Starr |
| Bentley | Dayton | Keady | O'Reilley | Stevens |
| Bergen | J. L. Flagg | Kiernan | Place | Sumner |
| Bradstreet | Frear | La Bau | Quinn | Tower |
| D. Burns | Galvin | Lasher | Raber | Trainer |
| P. Burns | Guigou | Lawrence | A. Richardson | Underwood |
| Campbell | Hartman | Mallison | Riley | Williams |
| Chapman | Howard | McKiever | Sherman | Younglove |
| Chism | Hubbard | | | |

Mr. Jacobs moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act to extend Lexington avenue and close Hamilton square, in the city of New York."

"An act to aid in the construction of the Newsboys' Lodging House, of the Children's Aid Society, of the city of New York, and for the relief thereof."

Ordered, That the Clerk return said bills to the Senate.

On motion of Mr. Frear, the House adjourned.

SATURDAY, APRIL 25, 1868.

The House met pursuant to adjournment.

No clergyman present.

The minutes of yesterday were read and approved.

Leave of absence was granted to Messrs. Hartman, Reeve, C. L. Smith, Stannard, Topliff, Underwood and A. I. Wood until Tuesday; to Messrs. Chism, La Bau, Madden and Wells until Monday evening.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Poughkeepsie Female Guardian Society,' passed April 15, 1852," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent,

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to authorize the town of Westchester, in the county of Westchester, to raise money to lay sidewalks in said town," reported in favor of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Purdy, said bill was recommitted to the committee, with power to report complete at any time.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the Senate bill to incorporate the East New York Savings Bank, be recommitted to the committee on banks, with power to report complete at any time.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the Senate bill to prevent burials near any reservoirs or reservoir ponds in Kings county, be recommitted to the committee on public health, with power to report complete at any time.

By unanimous consent, on motion of Mr. Button,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill for the relief of Russell Martin, &c., and that the same be ordered to a third reading.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the bill entitled "An act to authorize the street commissioners of the city of New York to make a contract for the filling of cer-

tain sunken lots on the southerly side of Manhattan street, east and west of Tenth avenue," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear moved to reconsider the vote on the final passage of the Senate bill entitled "An act to regulate the manner and payments of town subscriptions to the stock of the Dunkirk, Warren and Pittsburgh railroad," and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

On motion of Mr. S. Richardson,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the bill entitled "An act to facilitate the construction of a railroad through the county of Allegany, and to amend chapter 344 of the Laws of 1864, being an act entitled 'An act empowering certain towns in the counties of Cattaraugus and Erie to convey the right of way for railroad purposes,'" and that the same be ordered to a third reading.

By unanimous consent,

Mr. Nelson offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act to authorize the Peekskill Iron Company to construct a bridge over Peekskill creek, in the town of Cortlandt, Westchester county," have its third reading at eleven o'clock A. M.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

By unanimous consent,

Mr. Murphy offered for the consideration of the House a resolution, in the words following:

Resolved, That the bill entitled "An act to authorize the street commissioners of the city of New York to fill sunken lots on the southerly side of Manhattan street, east and west of Tenth avenue, in the city of New York," have its third reading at 1 o'clock P. M. this day.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

Mr. Murphy moved a reconsideration of said vote.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

A message from the Senate was received and read informing of concurrence in the report of the committee of conference on the Senate bill entitled "An act to provide for the appointment of an additional number of notaries public in the city and county of New York," in the words following:

To the Honorable the Senate and Assembly:

The committee of conference on the matters in difference between the Senate and Assembly, on the Senate bill entitled "An act to provide for the appointment of an additional number of notaries public in the city and county of New York," beg leave to make the following report:

We recommend that the Senate concur in the Assembly amendment to section 1, striking out the word "one," and inserting in lieu thereof the word "two," and also striking out the words "and fifty."

Also, that the Assembly recede from their amendment, adding at the end of said first section, the words "and two additional to each county in the State," and that the Senate and Assembly concur in substituting therefor the following: "and five additional for each Assembly district in the State," and amending the title of said bill by striking out the words "in the city and county of New York," and inserting in lieu thereof the words "in the State of New York."

All of which is respectfully submitted.

ANTHONY HARTMAN,
P. KEADY,
A. BRUSH,
JAS. IRVING,

Assembly Committee.

THOS. J. CREAMER,
WM. M. TWEED,
RICHARD CROWLEY,
Senate Committee.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|-----------|---------------|-------------|
| Allis | Clausen | Irving | Penfield | C. L. Smith |
| Balcom | Cornwall | Jacobs | Pitts | L. E. Smith |
| Bamler | Dayis | Johnson | Place | Speaker |
| Bentley | Dayton | Jones | Pond | Stannard |
| Bergen | Decker | Keady | Purdy | Starr |
| Bigelow | Eaton | Kinney | Raber | Sullard |
| Bradstreet | Farley | La Bau | Ray | Sumner |
| Brush | Flach | Lasher | A. Richardson | Topliff |
| Buel | F. H. Flagge | Loughran | S. Richardson | Tower |
| Burbans | Frear | Madden | Rider | Trainer |
| D. Burns | Galvin | Mallison | Riley | Underwood |
| Button | Gifford | Mann | Root | Wells |
| Cameron | Guigou | McKiever | Sargent | Wiley |
| Campbell | Halsey | Miller | Selkreg | Williams |
| Chapman | Howard | Murphy | Sherman | F. H. Woods |
| G. Clark | Hubbard | Nelson | Skillman | Younglove |
| W. S. Clark | Humphrey | Nicholson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in the report of the committee of conference thereon.

The Senate returned the bills entitled as follows:

"An act to incorporate the Chateaugay Water Works."

"An act to incorporate the village of Gouverneur, in the county of St. Lawrence, and to repeal its present charter."

"An act to amend an act entitled 'An act appointing railroad commissioners of the town of Johnstown, and modifying their powers and duties.'"

"An act to amend the charter of the village of Olean."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act to legalize the official acts of Joshua S. Bliss, a justice of the peace," with a message that they concur in the amendments of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act directing certain moneys raised by tax for the improvement of the Oneida Lake canal, under chapter 934 of the Laws of 1867, to be paid into the State Treasury."

"An act to authorize the town of Cazenovia, in the county of Madison, to raise money for repairing and building bridges."

"An act to exonerate and discharge the town of Newburgh and the commissioners of highways thereof from the further duty and obligation of repairing, supporting and maintaining certain bridges in the county of Orange."

"An act to incorporate the Walworth Hose Association of the village of Saratoga Springs."

"An act to amend an act entitled 'An act to provide for the construction of a railroad from the city of Poughkeepsie to the Connecticut or Massachusetts line, and to authorize towns to subscribe to the capital stock thereof,' passed April 13, 1866, and to ratify proceedings heretofore had under said act."

"An act to re-appropriate moneys for extraordinary repairs and improvements of the canals; for making maps of the canals under the directions of the Canal Board; for paying awards of the Canal Appraisers prior to 1866; for the payment of miscellaneous claims against the State; for the improvement of the Champlain canal; for the extension of the Chenango canal; for the improvement of the Genesee Valley canal, and for the improvement of the Black River canal; and to appropriate the unappropriated surplus of the tax of 1865."

"An act to provide for the proving of certain maps and other papers of the Farmers' Trust and Loan Company," in the county of Cattaraugus."

"An act to amend chapter 946 of the Laws of 1867, passed May 23, 1867, entitled 'An act to authorize the board of education of the Union school district, No. 11, of the town of Whitehall, to borrow money to build a school house in said district.'"

"An act to limit and define the powers and privileges of the Eureka Basin Warehouse and Manufacturing Company of Long Island."

"An act to amend the act entitled 'An act to authorize Edwin C. Bowen to establish and maintain a ferry across the Cayuga lake at Union Springs,' passed April 23, 1867."

"An act to establish the quorum of the local board of the Oswego normal and training school."

"An act to lay out, open, extend and work certain highways in the town of West Farms, in the county of Westchester, known as Fairmount avenue, and Berrian avenue."

"An act to amend the charter of the American Bureau of Mines."

"An act to divide the county of Tompkins into two school commissioner districts, and for the election and appointment of a commissioner for the second district therein."

"An act to provide for the examination of the accounts and operations of the several commissions in the city of Brooklyn."

"An act to incorporate the Oswego Falls Agricultural Society."

"An act to amend an act entitled 'An act in relation to the public schools in the village of Watertown,' passed April 21, 1865."

"An act to authorize the trustees of incorporated rural cemeteries to impose a tax upon the lot owners in said cemeteries."

"An act in relation to the collection of certain unpaid county taxes in the city of Rochester, in the county of Monroe."

"An act to incorporate the Fulton Benevolent Association of the city of New York."

"An act to amend an act entitled 'An act to incorporate the Moresville Turnpike Company,' passed April 22, 1862."

"An act to establish and maintain a free bridge between Sag Harbor and North Haven, in the town of Southampton, Suffolk county, and to make such bridge a county charge."

"An act to incorporate the Young Men's Association of the village of Cooperstown."

"An act to incorporate the Clyde Savings Bank at Clyde, Wayne county."

"An act to incorporate the Citizens' Mutual Gas Light Company of Poughkeepsie."

"An act making appropriations for the payment of the principal and interest of the canal debt, commencing on the first day of October, 1868; and to provide for the payment of the debt contracted under section 10 of article 7 of the Constitution."

"An act to legalize the acts of Byron Paine, a justice of the peace for the town of Warren, county of Herkimer."

"An act to incorporate the Board of Trade in the city of Oswego."

"An act to extend Flushing avenue, and to lay out, open and improve Flushing avenue and Newtown turnpike road from Broadway to the city line, and to close and extend other adjoining streets in the city of Brooklyn."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act authorizing the construction of a railroad through certain streets in the city of Oswego, and in the town of Scriba, in the county of Oswego," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on railroads.

"An act for the relief of St. Joseph's Church, in the city of New York, to amend the act incorporating the same, and for other purposes," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Bergen, said bill was ordered to a third reading.

"An act to incorporate the Fulton Savings Bank of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

"An act to provide the means to increase the revenues of the sinking fund, under section 3 of article 7 of the Constitution, so as to make such fund sufficient to preserve the public faith," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

The Senate returned the bill entitled "An act in relation to draining certain lands in the town of Fishkill, in the county of Dutchess," with a message informing that they had passed the same, with the following amendments:

Section 10, line 3, strike out the word "as," at the end of said line. Same section, line 4, strike out from and after the word "purchasers" in line 4, down to and including the word "purchase" in line 5. Same section, line 6, strike out the word "unless," and insert in lieu thereof the word "if." Same section, line 7, strike out the words "were assessed," and insert the word "who." Same section, line 14, strike out the word "and," and insert in lieu thereof the word "then."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the
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same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hubbard | Nicholson | Speaker |
| Allis | G. Clark | Irving | Palmer | Starr |
| Babcock | W. S. Clark | Jacobs | Pentfield | Stevens |
| Balcom | Cornwall | Jones | Pond | Sullard |
| Bamler | Daily | Keady | Prince | Tarbox |
| Bennet | Dayton | Kiernan | Raber | Topliff |
| Bentley | Decker | La Bau | Reeve | Tower |
| Bergen | Eaton | Lasher | A. Richardson | Trainer |
| Bigelow | Farley | Lefler | S. Richardson | Underwood |
| Bradstreet | F. H. Flagge | Little | Rider | Weed |
| Bristol | Furman | Madden | Riley | Wells |
| Brush | Galvin | Mallison | Sargent | Wiley |
| D. Burns | Guigon | Matthewson | Selkreg | Williams |
| Decker | Halsey | McKiever | Sherman | F. H. Woods |
| Cameron | Hartman | Murphy | C. L. Smith | Younglove |
| Chapman | Howard | Nelson | L. E. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act making appropriation to pay the expenses of the collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1868," with a message informing that they had passed the same, with the following amendment:

Strike out all after the enacting clause, and insert the following:

SECTION 1. The following sums are hereby appropriated out of the revenues of the State canals for the fiscal year commencing on the first day of October, eighteen hundred and sixty-eight:

For paying the expenses of the collection of tolls, the superintendence and ordinary repairs of the public works, the salaries, traveling expenses and clerk hire of the Canal Commissioners, the State Engineer and Surveyor, the Canal Appraisers, the salary of the Auditor of the Canal Department, the clerk hire therein, and the incidental charges and expenses thereof, the sum of one million dollars, or so much thereof as may be necessary to be expended during the fiscal year, to be distributed, applied, apportioned and disposed of as follows:

For the salaries, traveling expenses and clerk hire of the Canal Commissioners, and the clerk of the contracting board, the sum of twelve thousand dollars, or so much thereof as may be necessary.

For the salary and traveling expenses of the State Engineer and Surveyor, two thousand and seven hundred dollars.

For the salaries and traveling expenses of the Canal Appraisers, and for clerk hire in their office, the sum of eight thousand and seven hundred dollars, or so much thereof as may be necessary.

For the salary of the Auditor of the Canal Department, two thousand and five hundred dollars; and for clerk hire in the said department, the sum of nine thousand and five hundred dollars, or so much thereof as may be necessary.

For the salaries and compensation of the engineers employed on the ordinary repairs of the canals, including the incidental expenses of such engineers, the sum of eighteen thousand dollars, or so much thereof as may be necessary.

For the salaries and compensation of the collectors of canal tolls and their clerks, and for the salaries and compensation of weighmasters and their assistants, including the incidental expenses of said collectors and weighmasters, and the compensation of inspectors of boats and their cargoes, the sum of ninety thousand dollars, or so much thereof as may be necessary.

For the payment of such incidental and miscellaneous charges and expenses as are authorized by existing statutes to be paid out of the canal revenues, and charged in the accounts of the Erie and Champlain canal fund, and the canal debt sinking fund, under section one of article seven of the constitution, the sum of sixty thousand dollars, or so much thereof as may be necessary.

For the payment of the expenses of the ordinary repairs of the completed canals of this State, and for the sums that may become due to the contractors for repairs under their contracts, and for no other object and purpose whatever, the sum of seven hundred and sixty-four thousand and six hundred dollars, or so much thereof as may be necessary, to be distributed, assigned and apportioned in the first instance to the three divisions of the canals as now constituted, as follows:

To the Eastern division of the canals, the sum of three hundred and twenty-nine thousand five hundred and ninety-eight dollars.

To the Middle division of the canals, the sum of one hundred and ninety-eight thousand seven hundred and sixty dollars.

To the Western division of the canals, the sum of two hundred and thirty-six thousand and two hundred and forty-two dollars.

The Canal Commissioners shall not expend any more money on their respective divisions, nor incur any charge against the State for the repairs of the canals during the fiscal year, than is above appropriated and apportioned to the said division by this act, unless the Canal Board, by resolution, to be entered on the minutes of said board, and by the concurring votes of five members thereof, shall otherwise order and direct; and the said Canal Board in case of breaks and breaches, or other extraordinary occurrences happening on any one of said divisions, causing or tending to a suspension or interruption of navigation upon such division, shall, and the said board is hereby authorized to direct, in manner above provided, the transfer of such portions of the unexpended balance of one or both the other divisions, to the division requiring the same to keep and sustain navigation; and the Commissioner in charge of the division to which such transfer of appropriation shall be made, shall expend the same in the amendment and reparation of the canals under his charge, designated in the resolution of the Canal Board authorizing such transfer.

§ 2. The Auditor of the Canal Department, shall notify the Canal Commissioners of the sums of money that will be needed to pay their drafts during the fiscal year to the contractors for repairs under their contracts upon their respective divisions, and he shall reserve such sums out of the appropriations made by this act, for the purpose of paying the monthly drafts to contractors, and no part of the sums so reserved shall be paid or applied to any other object or purpose; and no part of the moneys appropriated by this act shall be paid to a contractor for repairs, or any other person for repairs done upon what is called a change of plan; and no drafts shall be drawn by the Auditor in favor of any contractor, unless upon a certificate from the Canal Commissioner in charge, that the contractor has fulfilled his contract during the preceding month.

The amendment having been read,
Mr. Speaker put the question whether the House would concur in the

same, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 38 }
{ NOES 49 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|-----------|---------------|------------|
| Allis | G. Clark | Lasher | S. Richardson | Topliff |
| A. H. Andrew | Daily | Mann | Rider | Torrey |
| Balcom | Davis | Nicholson | Sargent | Underwood |
| Bennet | Eaton | Pitts | Selkreg | Weed |
| Bigelow | Farley | Place | L. E. Smith | Wells |
| Bristol | Gifford | Pond | Sullard | A. I. Wood |
| Brush | Gleason | Ranney | Tarbox | Younglove |
| Cameron | Kinney | Ray | | |

Those who voted in the negative, were

| | | | | |
|-------------|--------------|-----------|------------|-----------------|
| Ackert | Cornwall | Hubbard | Matthewson | C. L. Smith |
| Bamler | Dayton | Humphrey | McKiever | Speaker |
| Bentley | Decker | Irving | Miller | Starr |
| Bergen | Flach | Jacobs | Moran | Sumner |
| Buel | F. H. Flagge | Johnson | Murphy | Tower |
| D. Burns | Frear | Jones | Nelson | Trainer |
| Campbell | Galvin | Keady | Purdy | Van Valkenburgh |
| Chapman | Guigou | Little | Raber | Williams |
| Chism | Halsey | Loughran | Sherman | F. H. Woods |
| W. S. Clark | Howard | Lounsbury | Skillman | |

Mr. Bentley moved that a committee of conference be appointed on the part of the Assembly, and a like committee requested on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Chair appointed as such committee, Messrs. Bentley, Howard, Murphy, Flach and Eaton.

Ordered, That the Clerk return said bill to the Senate, with an appropriate message.

The Senate returned the bill entitled "An act to incorporate the West Albany Mechanics' Relief Association of the city of Albany," with a message informing that they had passed the same, with the following amendments:

Section 7, line 2, engrossed bill strike out the words "in possession and claimed."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 00 }

Those who voted in the affirmative, were .

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Humphrey | Nicholson | L. E. Smith |
| Allis | G. Clark | Irving | Palmer | Starr |
| A. H. Andrew | W. S. Clark | Jacobs | Pitts | Sullard |
| Balcom | Cornwall | Jones | Pond | Tarbox |
| Bamler | Davis | Keady | Prince | Topliff |
| Bennet | Dayton | Lasher | Raber | Trainer |
| Bergen | Decker | Leifer | Ray | Underwood |
| Bigelow | J. L. Flagge | Lounsbury | A. Richardson | Van Valkenburgh |
| Bristol | F. H. Flagge | Mallison | S. Richardson | Wiley |
| Burhans | Frear | Mann | Rider | Williams |
| D. Burns | Galvin | Matthewson | Riley | A. I. Wood |

Button
Cameron
Chapman

Gleason
Halsey
Hubbard

Miller
Nelson

Selkreg
Sherman

F. H. Woods
Younglove

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to incorporate the Odd Fellows' Hall Association of the city of Buffalo,' passed March 28, 1867," with a message informing that they had passed the same, with the following amendment:

Section 1, line 11, engrossed bill, after the word "name," insert the word "shall."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Campbell | Humphrey | Parshall | Starr |
| Allis | Chism | Irving | Pitts | Stevens |
| A. H. Andrew | G. Clark | Jacobs | Place | Sullard |
| Balcom | W. S. Clark | Johnson | Pond | Sumner |
| Bamler | Clausen | Keady | Raber | Topliff |
| Bentley | Cornwall | Kinney | Ray | Torrey |
| Bergen | Davis | Lasher | A. Richardson | Trainer |
| Bigelow | Dayton | Laffer | S. Richardson | Underwood |
| Bristol | Decker | Mallison | Rider | Van Valkenb'rgh |
| Brush | Eaton | Matthewson | Riley | Wiley |
| Burhans | F. H. Flagge | McKiever | Selkreg | Williams |
| D. Burns | Frear | Miller | Sherman | F. H. Woods |
| Button | Gifford | Nelson | Skillman | Younglove |
| Cameron | Gleason | Nicholson | Speaker | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to provide floating baths in the city of New York," with a message informing that they had passed the same, with the following amendment:

Section 3, line 4, engrossed bill, strike out the word "five," in two places, and insert the word "one" in both instances.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Johnson | Penfield | Sullard |
| Allis | Cook | Jones | Pitts | Sumner |
| A. H. Andrew | Cornwall | Keady | Pond | Tarbox |
| Balcom | Daily | Kinney | Prince | Topliff |
| Bamler | Dayton | Laffer | Ray | Torrey |
| Bennet | Eaton | Little | A. Richardson | Tower |
| Bentley | F. H. Flagge | Lounsbury | S. Richardson | Trainer |
| Bergen | Frear | Madden | Rider | Underwood |
| Bradstreet | Furman | Matthewson | Riley | Van Valkenb'rgh |
| Bristol | Gifford | McKiever | Sargent | Weed |

| | | | | |
|----------|----------|-----------|-------------|-------------|
| Brush | Gleason | Miller | Selkreg | Wells |
| D. Burns | Halsey | Moran | Sherman | Wiley |
| Button | Hartman | Murphy | Skillman | Williams |
| Cameron | Hubbard | Nelson | L. E. Smith | A. I. Wood |
| Campbell | Humphrey | Nicholson | Speaker | F. H. Woods |
| Chism | Irving | Parshall | Starr | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend an act entitled 'An act for the support and relief of the poor, and for the government of the poor department in the county of Erie,' passed April 19, 1867," with a message informing that they had passed the same, with the following amendments:

Section 1, line 9, engrossed bill, strike out the words "certified or approved," and insert the word "audited." Add at the end of said section the words "on vouchers furnished to him by said keeper, the said bills so made for the purchases of each month shall be so audited during the next succeeding month."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|-------------|-----------------|
| Ackert | Chism | Hubbard | Miller | L. E. Smith |
| Allis | W. S. Clark | Irving | Nelson | Speaker |
| A. H. Andrew | Clausen | Jacobs | Nicholson | Starr |
| Balcom | Cornwall | Johnson | Parshall | Stevens |
| Bamler | Davis | Jones | Penfield | Sullard |
| Bennet | Dayton | Keady | Place | Sumner |
| Bentley | Decker | Kiernan | Pond | Topliff |
| Bergen | Eaton | Kinney | Purdy | Torrey |
| Bigelow | Flach | Laffer | Raber | Tower |
| Bradstreet | F. H. Flagge | Little | Ray | Trainer |
| Brush | Frear | Lounsbury | Reeve | Underwood |
| Burhans | Galvin | Madden | Root | Van Valkenburgh |
| D. Burns | Gifford | Mallison | Sherman | Wells |
| Button | Guigou | Mann | Skeels | Wiley |
| Cameron | Halsey | Matthewson | Skillman | Williams |
| Campbell | Hartman | McKiever | C. L. Smith | F. H. Woods |

Those who voted in the negative, were

G. Clark Gleason S. Richardson Rider

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to incorporate the Peekskill Water Works," with a message informing that they had passed the same, with the following amendment:

Section 10, line 4, engrossed bill, insert the word "county," before the word "judge."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hubbard | Nicholson | C. L. Smith |
| Allis | W. S. Clark | Irving | Parshall | L. E. Smith |
| A. H. Andrew | Cornwall | Jacobs | Penfield | Speaker |
| Balcom | Daily | Johnson | Pitts | Starr |
| Bamler | Davis | Jones | Pond | Sullard |
| Bennet | Dayton | Keady | Prince | Tarbox |
| Bergen | Decker | Kiernan | Quinn | Topliff |
| Bigelow | Eaton | La Bau | Raber | Trainer |
| Bristol | Flach | Lefler | Ray | Underwood |
| Brush | F. H. Flagge | Little | S. Richardson | Weed |
| Burhans | Frear | Lounsbury | Rider | Wells |
| D. Burns | Galvin | Mallison | Riley | Wiley |
| Button | Gifford | Mann | Selkreg | Williams |
| Cameron | Gleason | McKiever | Sherman | F. H. Woods |
| Campbell | Halsey | Miller | Skeels | Younglove |
| Chism | Howard | Nelson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to provide for the incorporation of villages,' passed December 7, 1867, so far as the same relates to the village of Mount Vernon, and to confer additional powers upon the trustees thereof, passed May 5, 1863," with a message informing that they had passed the same, with the following amendments:

Section 1, line 2, engrossed bill, strike out the word "said," and insert in lieu thereof the word "the."

Line 3, at the beginning thereof, insert the words "of Mount Vernon."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------------|
| Ackert | Clausen | Jacobs | Penfield | L. E. Smith |
| Allis | Cook | Johnson | Pitts | Speaker |
| A. H. Andrew | Cornwall | Jones | Pond | Stevens |
| Balcom | Davis | Kiernan | Prince | Sullard |
| Bamler | Dayton | Kinney | Quinn | Sumner |
| Bennet | Decker | Lefler | Raber | Tarbox |
| Bergen | Eaton | Little | Ranney | Topliff |
| Bigelow | F. H. Flagge | Loughran | Ray | Torrey |
| Bradstreet | Frear | Lounsbury | A. Richardson | Tower |
| Bristol | Galvin | Mallison | S. Richardson | Trainer |
| Brush | Gifford | Mann | Rider | Van Valkenb'rgh |
| D. Burns | Gleason | McKiever | Root | Weed |
| Button | Guigon | Miller | Sargent | Wiley |
| Cameron | Halsey | Murphy | Selkreg | Williams |
| Campbell | Howard | Nelson | Sherman | F. H. Woods |
| G. Clark | Hubbard | Nicholson | Skeels | Younglove |
| W. S. Clark | Humphrey | Parshall | C. L. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

On motion of Mr. Pond,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to provide for the appointment of a police justice of the village of

Saratoga Springs,' passed May 14, 1845, and the act amendatory thereof," be read a third time at 11 o'clock A. M. this day.

By unanimous consent, on motion of Mr. Nicholson,

Resolved, That the trustees of the New York State Inebriate Asylum at Binghamton, be requested to furnish to this House, or to the next Legislature, without delay, the amount of money received by said trustees during the past year, together with an accurate account of their expenditures, giving all the items thereof, and the purpose for which each item was expended, and that they give particular information in reference to an alleged expenditure of \$5,000, said to have been paid to certain persons by said trustees, to remunerate them for their services at Albany during the last session of the Legislature.

On motion of Mr. Sargent,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the bill entitled "An act to authorize towns in the counties of St. Lawrence and Franklin, to issue bonds and take stock in any company that shall be legally organized within five years after the passage of this act, for the purpose of building a railroad from Potsdam Junction, St. Lawrence county, north-easterly through or into both of said counties, to some point on the Province line," and that said bill be ordered to a third reading.

By unanimous consent, on motion of Mr. Eaton,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to authorize the Fayetteville and Syracuse Plankroad Company to construct a railroad at or near its present route,' passed April 23, 1867," now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Nicholson | C. L. Smith |
| Allis | W. S. Clark | Irving | Parshall | L. E. Smith |
| A. H. Andrew | Cornwall | Jacobs | Pitts | Speaker |
| Balcom | Daily | Jones | Place | Starr |
| Bamler | Davis | Kiernan | Pond | Sullard |
| Bennet | Dayton | Kinney | Prince | Sumner |
| Bentley | Eaton | Lefler | Quinn | Tarbox |
| Bergen | Flach | Little | Raber | Topliff |
| Bigelow | F. H. Flagge | Loughran | Ray | Tower |
| Bradstreet | Frear | Lounsbury | A. Richardson | Trainer |
| Brush | Galvin | Mallison | S. Richardson | Van Valkenburgh |
| Buel | Gifford | Mann | Rider | Weed |
| D. Burns | Gleason | Matthewson | Riley | Wells |
| Button | Guigon | McKiever | Selkreg | Wendover |
| Cameron | Halsey | Miller | Sherman | A. I. Wood |
| Campbell | Howard | Murphy | Skeels | F. H. Woods |
| Chapman | Hubbard | Nelson | Skillman | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to provide for the appointment of a police justice of the village of Saratoga Springs,' passed May 14, 1845, and the act amendatory of said act, passed March 27, 1857," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|----------------|
| Ackert | W. S. Clark | Irving | Penfield | L. E. Smith |
| Allis | Clausen | Jacobs | Pitts | Speaker |
| A. H. Andrew | Cornwall | Jones | Place | Starr |
| Balcom | Daily | Keady | Prince | Stevens |
| Bamler | Dayton | Kiernan | Quinn | Sullard |
| Bennet | Decker | Kinney | Raber | Sumner |
| Bentley | Eaton | Lasher | Ray | Tarbox |
| Bergen | Flach | Lefler | A. Richardson | Torrey |
| Bigelow | F. H. Flagge | Lounsbury | S. Richardson | Tower |
| Bradstreet | Frear | Madden | Rider | Underwood |
| Brush | Galvin | Mallison | Riley | Van Valkenb'rg |
| D. Burns | Gifford | Matthewson | Root | Weed |
| Button | Gleason | McKiever | Selkreg | Wells |
| Cameron | Halsey | Miller | Sherman | Williams |
| Campbell | Hartman | Murphy | Skeels | A. I. Wood |
| Chism | Hubbard | Nelson | Skillman | Younglove |
| G. Clark | Humphrey | Nicholson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the town of Rutland to raise money by tax to build an iron bridge over Black river," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|------------|
| Ackert | Clausen | Irving | Parshall | Skillman |
| Allis | Cornwall | Jacobs | Penfield | Speaker |
| A. H. Andrew | Daily | Jones | Pitts | Starr |
| Balcom | Davis | Keady | Place | Stevens |
| Bamler | Dayton | Kiernan | Pond | Sullard |
| Bennet | Decker | Kinney | Prince | Sumner |
| Bentley | Eaton | Lefler | Raber | Tarbox |
| Bigelow | Farley | Loughran | Ranney | Topliff |
| Bradstreet | F. H. Flagge | Lounsbury | Ray | Tower |
| Bristol | Frear | Madden | A. Richardson | Trainer |
| Brush | Furman | Mallison | S. Richardson | Underwood |
| Buel | Gifford | Mann | Rider | Weed |
| D. Burns | Gleason | McKiever | Riley | Wells |
| Button | Guigon | Miller | Root | Wiley |
| Campbell | Halsey | Murphy | Selkreg | Williams |
| Chapman | Hartman | Nelson | Sherman | A. I. Wood |
| Chism | Hubbard | Nicholson | Skeels | Younglove |
| G. Clark | Humphrey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to open Maspeth avenue, in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Irving | Nicholson | Speaker |
| Allis | W. S. Clark | Jacobs | Parshall | Starr |
| A. H. Andrew | Clausen | Jones | Penfield | Stevens |
| Balcom | Cornwall | Keady | Pitta | Sullard |
| Bamler | Davis | Kiernan | Place | Sumner |
| Bennet | Dayton | Kinney | Pond | Topliff |
| Bentley | Decker | Lasher | Prince | Torrey |
| Bergen | Eaton | Lefler | Ranney | Trainer |
| Bigelow | F. H. Flagge | Loughran | Ray | Underwood |
| Bradstreet | Frear | Lounsbury | S. Richardson | Van Valkenburgh |
| Brush | Gifford | Mallison | Rider | Weed |
| Buel | Gleason | Mann | Rogers | Wells |
| D. Burns | Halsey | Matthewson | Selkreg | Wiley |
| P. Burns | Hartman | McKiever | Sherman | A. I. Wood |
| Cameron | Howard | Miller | Skeels | F. H. Woods |
| Campbell | Hubbard | Moran | L. E. Smith | Younglove |
| Chism | Humphrey | Nelson | | |

For the negative,

Raber

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Murphy moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Frear moved that the House adjourn until 7½ o'clock P. M. Monday evening.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 36 }
{ NOES 47 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|-----------|----------|-----------------|
| Ackert | Flach | Hubbard | Mallison | Sherman |
| Bamler | F. H. Flagge | Humphrey | Mann | Skillman |
| Bradstreet | Frear | Jones | McKiever | C. L. Smith |
| Buel | Furman | Keady | Moran | Trainer |
| D. Burns | Galvin | Lasher | Nelson | Van Valkenburgh |
| Chapman | Guigon | Loughran | Pitta | Wells |
| Daily | Howard | Lounsbury | Place | Wiley |
| Eaton | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|-------------|------------|---------------|------------|
| Allis | W. S. Clark | Johnson | Raber | Sullard |
| A. H. Andrew | Cornwall | Kinney | S. Richardson | Tarbox |
| Balcom | Davis | Little | Rider | Topliff |
| Bentley | Dayton | Matthewson | Riley | Torrey |
| Bergen | Decker | Miller | Sargent | Tower |
| Bigelow | Farley | Murphy | Selkreg | Weed |
| Bristol | Gleason | Nicholson | L. E. Smith | Williams |
| Cameron | Halsey | Pond | Speaker | A. I. Wood |
| Campbell | Irving | Purdy | Starr | Younglove |
| G. Clark | Jacobs | | | |

The bill entitled "An act more effectually to prevent the liability of accidents to, and for the better information of travelers upon railway passenger cars in the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|------------|-----------------|
| Allis | G. Clark | Howard | Matthewson | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | McKiever | Skillman |
| Balcom | Cornwall | Irving | Miller | C. L. Smith |
| Bamler | Daily | Jacobs | Murphy | L. E. Smith |
| Bennet | Dayton | Johnson | Nelson | Speaker |
| Bentley | Decker | Jones | Pitts | Starr |
| Bergen | Eaton | Keady | Place | Sullard |
| Bigelow | Farley | Kinney | Pond | Topliff |
| Bradstreet | Frear | Lasher | Purdy | Torrey |
| Bristol | Furman | Little | Raber | Tower |
| Buel | Galvin | Loughran | Rider | Trainer |
| D. Burns | Gleason | Lounsbury | Riley | Underwood |
| Cameron | Guigou | Mallison | Sargent | Van Valkenb'rgh |
| Campbell | Halsey | Mann | Selkreg | Williams |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|--------|--------------|---------|--------|------------|
| Ackert | F. H. Flagge | Hubbard | Tarbox | A. I. Wood |
| Flach | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Murphy moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Mallison offered for the consideration of the House a resolution, in the words following:

Resolved, That when this House adjourns, it adjourn to meet at 7½ o'clock P. M. on Monday, April 27th.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

{ AYES 36 }
{ NOES 46 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|-----------|----------|-----------------|
| Ackert | Eaton | Humphrey | Mann | Sherman |
| Bamler | F. H. Flagge | Johnson | McKiever | Skillman |
| Bradstreet | Furman | Jones | Moran | Stevens |
| Buel | Galvin | Lasher | Nelson | Tower |
| D. Burns | Guigou | Loughran | Place | Trainer |
| Chapman | Howard | Lounsbury | Raber | Van Valkenb'rgh |
| Daily | Hubbard | Mallison | Riley | A. I. Wood |
| Davis | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|-------------|--------|---------------|-----------|
| Allis | G. Clark | Irving | Pond | Sumner |
| A. H. Andrew | W. S. Clark | Jacobs | Purdy | Tarbox |
| Balcom | Cornwall | Keady | Ranney | Topliff |
| Bennet | Decker | Kinney | S. Richardson | Torrey |
| Bentley | Farley | Little | Rider | Underwood |
| Bigelow | Flach | Miller | Sargent | Weed |

Bristol
Button
Cameron
Campbell

Frear
Gleason
Halsey

Murphy
Nicholson
Pitts

Selkreg
L. E. Smith
Speaker

Williams
F. H. Woods
Younglove

The Senate returned the bill entitled "An act to amend the several acts relating to the Hudson River Bridge Company at Albany, and authorizing the construction of a bridge across the Hudson river at Albany," with a message informing that they had passed the same, with the following amendments:

After the word "Albany," in the fifth line of section 3, insert the words "or the common council of the city of Troy."

After the word "Albany," in the twelfth line of section 3, insert the words "or in favor of the mayor, aldermen and commonalty of the city of Troy as the case may be."

At the end of section 3, add the words: "But before commencing the erection of the bridge authorized by this act, the Hudson River Bridge Company, the New York Central Railroad Company, the Hudson River Railroad Company and the Boston and Albany Railroad Company, stockholders in the Hudson River Bridge Company, shall jointly and severally execute and deliver a bond to the mayor, aldermen and commonalty of the city of Troy, and the mayor, aldermen and commonalty of the city of Albany, as obligees therein, either of said obligees to prosecute the same in case of breach, in the penalty of at least six hundred thousand dollars conditioned for the removal of the present bridge and the piers thereof from the foundation of the same, so as to completely restore the navigation of the river at that point within nine months after the use of, or the crossing of the first time of the cars over the bridge authorized to be built under this act, which bond shall be subject to the approval (as to its form and manner of execution) of the Attorney General of the State."

On motion of Mr. Younglove, said bill and amendments were laid on the table.

By unanimous consent,

Mr. Dayton offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed for the use of the Canal Commissioners, one thousand copies of Canal Commissioner Alberger's supplementary report.

Mr. Speaker put the question "Shall this resolution go the Comptroller?" and it was determined in the affirmative.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the Clerk be directed to prepare and furnish for the use of the Assembly, 1,200 copies of the "Manual of Rules, Forms and Laws for the Regulation of Business of the Assembly," with such emendations as he may consider necessary, and which he shall dispose of in the following manner: One copy to be sent by mail to each of the members elected to the next Legislature, to be forwarded previous to the meeting thereof; and the remainder to be retained by the Clerk, subject to the order of the next Assembly, to be delivered to the Clerk thereof; and that he be further directed to cause "Croswell's Manual" to be published in the same volume with said "Manual of Rules."

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act relative to savings banks," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the Coxsackie Savings Institution," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the Park Savings Bank of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Irving moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The Senate bill entitled "An act to provide for the improvement and maintenance of the public parks of the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Humphrey | Moran | C. L. Smith |
| Allis | Cornwall | Jacobs | Nelson | L. E. Smith |
| A. H. Andrew | Daily | Johnson | Parshall | Stannard |
| Balcom | Davis | Jones | Pitts | Starr |
| Bamler | Dayton | Keady | Place | Stevens |
| Bendet | Decker | Kinney | Pond | Sullard |
| Bentley | Eaton | Lasher | Purdy | Sumner |
| Bigelow | Flach | Lefler | Raber | Tarbox |
| Bradstreet | F. H. Flagge | Little | Ranney | Topliff |
| Buel | Frear | Loughran | S. Richardson | Tower |
| D. Burns | Furman | Lounsbury | Rider | Trainer |
| Button | Galvin | Mallison | Riley | Weed |
| Cameron | Gleason | Mann | Root | Williams |
| Campbell | Guigon | Matthewson | Selkreg | A. I. Wood |
| Chapman | Halsey | McKiever | Sherman | F. H. Woods |
| G. Clark | Howard | Miller | Skillman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend the charter of the United States Warehouse Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|----------|-----------|-------------|
| Ackert | W. S. Clark | Hubbard | Miller | Skillman |
| Allis | Cornwall | Humphrey | Murphy | C. L. Smith |
| Balcom | Daily | Irving | Nelson | L. E. Smith |
| Bamler | Davis | Jacobs | Nicholson | Speaker |
| Bentley | Dayton | Johnson | Parshall | Stevens |
| Bigelow | Decker | Jones | Pitts | Sullard |
| Bradstreet | Farley | Keady | Pond | Sumner |

| | | | | |
|----------|--------------|-----------|---------------|-------------|
| Bristol | Flach | Kinney | Purdy | Tarbox |
| Buel | F. H. Flagge | Lasher | Quinn | Torrey |
| D. Burns | Frear | Lefler | Raber | Tower |
| Button | Furman | Little | S. Richardson | Trainer |
| Cameron | Galvin | Loughran | Rider | Weed |
| Campbell | Gleason | Lounsbury | Riley | Williams |
| Chapman | Guigon | Mallison | Rogers | F. H. Woods |
| Chism | Halsey | Mann | Sargent | Younglove |
| G. Clark | Howard | McKiever | Selkreg | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend the Metropolitan Police law, concerning the Police Life Insurance fund," being announced for third reading,

Mr. Bergen moved to recommit the same, with instructions to strike out all amendments made therein.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent, on motion of Mr. Frear, the title of said bill was amended by adding thereto the words "and to regulate the pay of captains and doormen of the Metropolitan district."

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|------------|---------------|-----------------|
| Ackert | Cook | Hubbard | Moran | Starr |
| Allis | Cornwall | Humphrey | Murphy | Sullard |
| A. H. Andrew | Daily | Irving | Nelson | Sumner |
| Balcom | Davis | Jacobs | Nicholson | Tarbox |
| Bamler | Dayton | Jones | Place | Topliff |
| Bentley | Decker | Keady | Purdy | Torrey |
| Bigelow | Eaton | Kinney | Raber | Tower |
| Bristol | Farley | Little | S. Richardson | Trainer |
| Buel | Flach | Loughran | Rider | Underwood |
| D. Burns | Frear | Lounsbury | Sargent | Van Valkenburgh |
| Button | Furman | Madden | Selkreg | Weed |
| Cameron | Galvin | Mallison | Sherman | Williams |
| Campbell | Gifford | Mann | Skillman | A. I. Wood |
| Chapman | Guigon | Matthewson | O. L. Smith | F. H. Woods |
| G. Clark | Halsey | McKiever | L. E. Smith | Younglove |
| W. S. Clark | Howard | Miller | Speaker | |

Those who voted in the negative, were

| | | | |
|--------|---------|--------|-------|
| Bergen | Gleason | Ranney | Riley |
|--------|---------|--------|-------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. McKiever,

Resolved, That the Senate bill entitled "An act to incorporate the Mutual Benefit Savings Bank, in the city of New York," now have its third reading.

Said bill was then read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|-----------|---------------|-----------------|
| Ackert | Daily | Jacobs | Nicholson | Speaker |
| Allis | Davis | Johnson | Penfield | Stevens |
| A. H. Andrew | Dayton | Jones | Pitte | Sullard |
| Balcom | Eaton | Keady | Pond | Sumner |
| Bamler | Farley | Kinney | Purdy | Tarbox |
| Bentley | Frear | Lefler | Raber | Topliff |
| Bigelow | Furman | Little | Ranney | Tower |
| Buel | Galvin | Lounsbury | S. Richardson | Trainer |
| D. Burns | Gifford | Mallison | Rider | Van Valkenburgh |
| Button | Gleason | Mann | Riley | Weed |
| Cameron | Guigou | McKiever | Root | Williams |
| Chapman | Halsey | Miller | Selkreg | A. I. Wood |
| G. Clark | Howard | Moran | Sherman | F. H. Woods |
| W. S. Clark | Hubbard | Murphy | Skillman | Younglove |
| Cornwall | Humphrey | Nelson | L. E. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Little,

Resolved, That the Senate bill entitled "An act in relation to appeals from decisions of Canal Appraisers," be recommitted to the committee on the judiciary, with power to report complete at any time.

A message from the Senate was received and read informing of concurrence in the resolution in the words following:

Resolved (if the Senate concur), That His Excellency the Governor, be requested to return to the Assembly the bill entitled "An act for the better regulation of firemen in the city of Brooklyn," for the purposes of correction.

Ordered, That the Clerk deliver said resolution to the Governor.

By unanimous consent, on motion of Mr. Chapman,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to repeal the Laws of 1867, in relation to the police force of the city of Utica," and that the same be read a third time on Monday next, immediately after the reading of the Journal.

Mr. Halsey, from the committee on the affairs of villages, to which was recommitted the Senate bill entitled "An act to declare the village of Williamsville a separate road district, and to provide means for repair of side-walks and cross-walks," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent,

Mr. Halsey, from the committee on the affairs of villages, to which was referred the bill entitled "An act to amend an act entitled 'An act to amend the several acts in relation to Union Village, in the county of Washington, and to change the name of said village to Greenwich,'" reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Halsey, from the committee on the affairs of villages, to which was referred the Senate bill entitled "An act to enable the electors of any incorporated village of this State, to hold a special election of village officers in certain cases, and to legalize the acts of officers holding over," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill and to a third reading.

By unanimous consent,

Mr. Halsey, from the committee on the affairs of villages, to which was

referred the Senate bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Dunkirk,' passed April 20, 1867," reported in favor of the passage of the same, with amendments; which report was agreed to.

By unanimous consent, on motion of Mr. Button, said bill was recommended to the committee, with power to report complete at any time.

By unanimous consent, on motion of Mr. Younglove, the bill entitled "An act in relation to transfer of securities deposited by insurance companies with the Superintendent of the Insurance Department," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|----------|-----------|---------------|-----------------|
| Ackert | Dally | Jacobs | Parshall | Sherman |
| Balcom | Davis | Johnson | Pitts | Skillman |
| Bamler | Dayton | Jones | Place | Speaker |
| Bennet | Decker | Keady | Pond | Starr |
| Bergen | Eaton | Kiernan | Purdy | Stevens |
| Bigelow | Flach | Kinney | Quinn | Sullard |
| Bristol | Frear | Lasher | Raber | Sumner |
| Brush | Galvin | Lefler | Ranney | Topliff |
| D. Burns | Gifford | Little | Ray | Torrey |
| Button | Gleason | Lounsbury | S. Richardson | Tower |
| Cameron | Halsey | Mallison | Rider | Van Valkenburgh |
| Chism | Hartman | Mann | Riley | Weed |
| G. Clark | Howard | Miller | Rogers | Wells |
| W. S. Clark | Hubbard | Moran | Root | Williams |
| Clausen | Humphrey | Nelson | Sargent | F. H. Woods |
| Cornwall | Irving | Nicholson | Selkreg | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Johnson introduced a bill entitled "An act to provide for the erection of a new market building on the site of the present Washington market, in the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

By unanimous consent, on motion of Mr. Hubbard,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to provide for the consolidation of the Richfield Springs and Herkimer and the Richfield Springs and Cooperstown Telegraph Companies," and that the same be ordered to a third reading on Monday evening, at 8 o'clock.

The Senate returned the bill entitled as follows:

"An act to amend chapter 280, section 73, Laws of 1847, relating to a reporter for the Supreme Court."

Ordered, That the Clerk deliver said bill to the Governor.

By unanimous consent, on motion of Mr. Jones,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act further to amend the charter of the Church Charity Foundation of the county of Kings, and to extend the territorial limits thereof," and that the same now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|----------|--------------|-----------|---------------|-----------------|
| Ackert | Daily | Jacobs | Parshall | Starr |
| Allis | Davis | Johnson | Pitts | Sullard |
| Balcom | Decker | Jones | Place | Sumner |
| Bamler | Eaton | Keady | Pond | Tarbox |
| Bennet | Flach | Kinney | Prince | Topliff |
| Bentley | F. H. Flagge | Lefler | Quinn | Torrey |
| Bergen | Frear | Little | Raber | Tower |
| Bigelow | Galvin | Lounsbury | Ray | Van Valkenb'rgh |
| Bristol | Gifford | Mallison | S. Richardson | Weed |
| Buel | Gleason | Mann | Rider | Wells |
| Button | Guigou | McKiever | Riley | Wiley |
| Cameron | Halsey | Miller | Selkreg | A. I. Wood |
| Campbell | Howard | Moran | Sherman | F. H. Woods |
| G. Clark | Humphrey | Murphy | L. E. Smith | Younglove |
| Cook | Irving | Nicholson | Speaker | |

Those who voted in the negative, were

D. Burns Chism

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to prevent frauds in the sale of tickets to passengers upon railroads, steamboats and steamships,' passed April 15, 1857," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 2 }

Those who voted in the affirmative were

| | | | | |
|--------------|----------|------------|---------------|-----------------|
| Allis | Cornwall | Hubbard | Nelson | L. E. Smith |
| A. H. Andrew | Daily | Jacobs | Nicholson | Stannard |
| Balcom | Dayton | Keady | Parshall | Starr |
| Bamler | Decker | Kinney | Place | Stevens |
| Bennet | Eaton | Lasher | Pond | Sullard |
| Bentley | Flach | Lefler | Purdy | Tarbox |
| Bigelow | Frear | Little | Raber | Topliff |
| Buel | Furman | Lounsbury | Ranney | Torrey |
| Button | Galvin | Mallison | Ray | Tower |
| Cameron | Gifford | Mann | S. Richardson | Van Valkenb'rgh |
| Chism | Gleason | Matthewson | Rider | Weed |
| G. Clark | Guigou | McKiever | Selkreg | Wells |
| W. S. Clark | Halsey | Miller | Sherman | A. I. Wood |
| Cook | Howard | Murphy | Skillman | Younglove |

Those who voted in the negative, were

Ackert Irving

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the making and opening

of a road or avenue in the towns of White Plains, Harrison and Rye, in the county of Westchester, to be known as and called Westchester avenue," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Murphy | Skillman |
| Allis | Cook | Irving | Nelson | L. E. Smith |
| A. H. Andrew | Cornwall | Jacobs | Nicholson | Stannard |
| Balcom | Daily | Johnson | Penfield | Stevens |
| Bamler | Davis | Jones | Pitts | Sullard |
| Bennet | Dayton | Keady | Place | Stannard |
| Bentley | Decker | Lasher | Pond | Tarbox |
| Bergen | Eaton | Lefler | Purdy | Topliff |
| Bigelow | Flach | Little | Ranney | Torrey |
| Bradstreet | Frear | Loughran | Ray | Van Valkenburgh |
| Buel | Furman | Lounsbury | S. Richardson | Weed |
| D. Burns | Gifford | Mallison | Rider | Wells |
| Button | Gleason | Mann | Root | Wiley |
| Cameron | Halsey | McKiever | Sargent | A. I. Wood |
| Chism | Howard | Miller | Selkreg | Younglove |
| G. Clark | Hubbard | Moran | Sherman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to provide for the drainage of the low lands in the south-east part of the town of Cambria, in the county of Niagara," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|---------------|-----------------|
| Ackert | Chism | Hubbard | Nelson | Skeels |
| Allis | G. Clark | Humphrey | Nicholson | C. L. Smith |
| A. H. Andrew | W. S. Clark | Irving | Penfield | L. E. Smith |
| Balcom | Cook | Jacobs | Pitts | Starr |
| Bamler | Cornwall | Keady | Place | Stevens |
| Bennet | Daily | Kinney | Pond | Sumner |
| Bentley | Dayton | Lasher | Purdy | Tarbox |
| Bergen | Decker | Lefler | Raber | Topliff |
| Bigelow | Eaton | Little | Ray | Torrey |
| Bradstreet | Flach | Loughran | Reeve | Tower |
| Buel | Frear | Madden | S. Richardson | Trainer |
| Burhans | Furman | Mallison | Rider | Van Valkenburgh |
| D. Burns | Gifford | Mann | Riley | Weed |
| Button | Gleason | McKiever | Sargent | Wiley |
| Cameron | Halsey | Miller | Selkreg | F. H. Woods |
| Campbell | Howard | Murphy | Sherman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to so amend section 1 of title 1 of the act to amend and consolidate the several acts in relation to the

charter of the village of Penn Yan, as to include within the corporate limits of said village the new addition to the cemetery of said village," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|------------|-----------|---------------|-----------------|
| Ackert | G. Clark | Howard | Miller | Sherman |
| Allis | W S. Clark | Hubbard | Murphy | Skillman |
| A. H. Andrew | Cook | Humphrey | Nelson | L. E. Smith |
| Balcom | Cornwall | Irving | Nicholson | Starr |
| Bamler | Dally | Jacobs | Penfield | Stevens |
| Bennet | Davis | Johnson | Pitts | Sullard |
| Bentley | Dayton | Jones | Place | Sumner |
| Bergen | Decker | Kinney | Pond | Tarbox |
| Bigelow | Eaton | Lasher | Quinn | Torrey |
| Bradstreet | Flach | Lefler | Raber | Van Valkenburgh |
| Brush | Frear | Loughran | S. Richardson | Weed |
| D. Burns | Furman | Lounsbury | Rider | Wiley |
| Button | Gifford | Madden | Riley | Williams |
| Cameron | Gleason | Mallison | Rogers | F. H. Flagge |
| Campbell | Guigon | Mann | Sargent | Younglove |
| Chism | Halsey | McKiever | Selkreg | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. —,

Resolved, That the Senate bill entitled "An act to enable the electors of any incorporated village of this State to hold a special election of village officers in certain cases, and to legalize the acts of officers holding over," have its third reading on Monday next, after the reading of the Journal.

On motion of Mr. Frear, at 1 o'clock P. M., the House adjourned.

MONDAY, APRIL 27, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Taney.

The minutes of Saturday were read and approved.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to widen portions of Sackett, Douglass and President streets, and otherwise alter the commissioners' map of the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to amend the charter of the Homœopathic Mutual Life Insurance Company of the city of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance companies.

"An act to incorporate the Port Richmond and Bergen Point Ferry Company, and to repeal chapter 306 of the Laws of 1848, and the several

acts amendatory thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

"An act to provide for the appointment of an additional inspector and measurer of lumber and timber, and of boats and their cargoes at Oswego," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

"An act to release to Margaret Sweeney certain lands in the Twelfth ward, Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the petitions of aliens.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act relating to lands in the city of Brooklyn, devised by John Thursby, deceased."

"An act to incorporate the Mutual Protection Hook, Ladder and Bucket Company, No. 1, of Hicksville, in the town of Oyster Bay, Queens county."

"An act to incorporate Lafayette Fire Engine Company, No. 1, of South Rondout, in the town of Esopus and county of Ulster."

"An act to authorize the construction of an iron bridge over the State canal, upon Forman street, in the village of Cazenovia."

"An act to authorize the construction of a farm bridge over the Champlain canal, for the benefit of Lydia Ann Weaver, in the town of Waterford, county of Saratoga."

"An act to authorize the construction of an iron bridge over the Champlain canal, on Ferry street, in the village of Schuylerville, in the county of Saratoga."

"An act to authorize the borrowing of money and the issue of town bonds by the board of town auditors of the town of Varick, in the county of Seneca."

"An act to authorize the formation of independent hose companies in the city of Oswego."

"An act empowering the board of supervisors of Monroe county to require bail from the superintendent of the Monroe county penitentiary."

"An act to authorize the Canal Commissioners to construct a bridge over the Erie canal, in the town of Watervliet, in the county of Albany."

"An act to amend an act entitled 'An act in relation to police commissioners and police officers in the village of Cold Spring, Putnam county,' passed March 21, 1866."

"An act to regulate the fees of justices of the peace attending as justices of sessions at the criminal terms of the several courts of record within the county of Erie."

"An act to authorize the construction of an iron bridge over the Champlain canal, in the village of Fort Edward."

"An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference."

"An act authorizing the construction of a railroad from the end of the Long Wharf, on the Hudson river, in the town of Fishkill, Dutchess county, to Matteawan, in said town."

"An act to incorporate the Orthopædic Dispensary in the city of New York."

"An act to authorize certain towns in the counties of Livingston, Allegany and Steuben to issue bonds and take stock in the Erie and Genesee Valley Railroad Company."

"An act to provide for the removal and construction of certain canal bridges in the village of Rome."

"An act in relation to the Liverpool and Syracuse Railroad Company."

"An act to amend chapter 250 of the Laws of 1863, entitled 'An act to incorporate Empire Hook and Ladder Company, No. 1, of Upper Nyack,' passed April 29, 1863."

"An act to authorize and require the Comptroller of the State to settle with the treasurer of the counties of Hamilton, Warren and Essex, in relation to certain non-resident taxes."

"An act to change the corporate name of the Emigrants' Savings Bank of Buffalo, to the Mechanics' Savings Bank of Buffalo."

"An act releasing the title of the State of New York to certain lands situate in Caledonia, Livingston county, of which Thomas Jenkins died seized."

"An act to authorize the supervisor of the town of Westport, in the county of Essex, to convey certain lands to the Weedsport Cemetery Association."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bills entitled as follows:

"An act to provide floating baths in the city of New York."

"An act releasing the interest of the people of the State of New York, in certain real estate, to Matthias McMahon."

"An act relative to lands devised by Richard Ray, deceased."

"An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of villages,' passed December 7, 1867, so far as the same relates to the village of Mount Vernon, and to confer additional powers upon the trustees thereof,' passed May 5, 1863."

"An act to incorporate the Peekskill Water Works Company."

"An act to amend an act entitled 'An act to incorporate the Odd Fellows' Hall Association of the city of Buffalo,' passed March 28, 1867."

"An act to incorporate the West Albany Mechanics' Relief Association of the city of Albany."

"An act to legalize the proceedings of Henry H. Hathaway, as justice of the peace of the town of Lenox, Madison county, in this State."

"An act to amend an act entitled 'An act to provide for a supply of water in the village of Cohoes,' passed April 12, 1856."

"An act releasing the interest of the people of the State of New York to certain lands and premises to Mary Wilson."

"An act to incorporate the Waddington Canal Water Works Company."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act to enable Conrad Poppenhusen to found an institution in the village of College Point."

"An act to amend an act entitled 'An act to incorporate the city of Binghamton,' passed April 9, 1867."

"An act to amend the charter of the city of Syracuse."

"An act to incorporate the city of Ogdensburgh."

Ordered, That the Clerk return said bills to the Senate.

By unanimous consent,

Mr. Quinn introduced a bill entitled "An act to incorporate the American Credit Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

By unanimous consent, on motion of Mr. Bennet,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Binghamton Savings Bank in the village of Binghamton, Broome county, N. Y.,' passed April 18, 1867," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the committee on roads and bridges be discharged from the further consideration of the Senate bill entitled "An act to amend chapter 596 of the Laws of 1865, being an act to amend an act entitled 'An act to provide for the purchase or construction and maintenance of a free bridge across the Mohawk river at Amsterdam, in the county of Montgomery,'" and that said bill be ordered to a third reading.

By unanimous consent, on motion of Mr. Miller,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to authorize the Poorman Gold and Silver Mining Company of Idaho to change its place of business," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. Allis,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act in relation to a system of sewerage in and for the city of Syracuse," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. Ranney,

Resolved, That the Senate bill entitled "An act authorizing the Syracuse, Fayetteville and Manlius Railroad Company to transfer all its rights, franchises and property to the Syracuse and Chenango Valley Railroad Company," be recommitted to the committee on railroads, with power to report complete at any time.

Mr. Raber, from the committee on the affairs of cities, to which was referred the bill entitled "An act to close a portion of old Bushwick road or avenue, from Grand street to Marshall street, in the city of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Frear moved that the House take a recess until 3½ o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the bill entitled "An act to protect the planting of oysters in the towns of Gravesend and Flatlands," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the committee on the affairs of cities be discharged from the further consideration of the bill entitled "An act to amend an act incorporating the Sheepshead Bay and Coney Island Stage Company," and that the same be ordered to a third reading.

Mr. Brush moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Bentley, from the committee on claims, to which was referred the Senate bill entitled "An act for the relief of Giles Shell and others, owners of lands lying adjacent to Tonawanda creek," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Little, from the committee on the judiciary, to which was recommit-
 ted the Senate bill entitled "An act in relation to appeals from decisions
 of Canal Appraisers," with power to report complete at any time, reported
 the same complete; which report was agreed to, and said bill ordered
 to a third reading.

Mr. Little, from the committee on the judiciary, to which was recom-
 mitted the Senate bill entitled "An act declaring the effect of judgments
 of the courts of countries foreign to the United States," with power to
 report complete at any time, reported the same complete; which report
 was agreed to, and said bill ordered to a third reading.

Mr. Tower, from the committee on banks, to which was recommit-
 ted the Senate bill entitled "An act to incorporate the East New York Sav-
 ings Bank," with power to report complete at any time, reported the
 same complete, with amendments; which report was agreed to, and said
 bill ordered to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns
 and counties, to which was referred the bill entitled "An act to extend
 Atlantic avenue, in the town of New Lots," in pursuance of a resolution
 of the House, reported the same complete; which report was agreed to,
 and said bill ordered engrossed and to a third reading.

Mr. W. S. Clark, from the committee on the internal affairs of towns
 and counties, to which was referred the Senate bill entitled "An act
 to authorize the town of Westchester, in the county of Westchester, to
 raise money to lay sidewalks in said town," with power to report com-
 plete at any time, reported the same complete; which report was agreed
 to, and said bill ordered to a third reading.

The Senate returned the bill entitled "An act to authorize the Canal
 Commissioner to construct a bridge over the Erie canal, in the city of
 Rochester, in the county of Monroe," with a message informing that
 they had passed the same, with the following amendments:

Section 1, line 10, engrossed bill, after the word "require," insert the
 following: "and for the purpose of ensuring the unobstructed naviga-
 tion of the canal, the said bridge and its maintenance shall be under the
 exclusive control of the Canal Commissioners."

Same section, line 11, strike out the word "ten," and insert in lieu
 thereof the word "seven."

The amendments having been read,

Mr. Speaker put the question whether the House would agree to said
 motion, and it was determined in the affirmative, a majority of all the
 members elected to the Assembly voting in favor thereof, and three-fifths
 of said members being present.

{ AYES 79 }
 { NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|------------|
| Ackert | Campbell | Hasbrouck | Nicholson | Speaker |
| Allis | Chapman | Hubbard | O'Reilly | Starr |
| A. H. Andrew | Chism | Humphrey | Place | Sullard |
| W. S. Andrews | G. Clark | Jacobs | Prince | Sumner |
| Balcom | W. S. Clark | Johnson | Purdy | Tarbox |
| Bennet | Cornwall | Jones | Quinn | Topliff |
| Bentley | Dayton | Keady | Raber | Torrey |
| Bergen | Decker | Kiernan | Ranney | Tower |
| Bigelow | Farley | Kinney | Reeve | Trainer |
| Bradstreet | J. L. Flagg | Mann | S. Richardson | Weed |
| Bristol | Frear | Matthewson | Rider | Wells |
| Brush | Furman | McKiever | Riley | Williams |
| Buel | Gleason | Miller | Root | A. I. Wood |

| | | | | |
|---------|---------|--------|-------------|-------------|
| D Burns | Guigon | Moran | Sherman | F. H. Woods |
| Button | Halsey | Murphy | Skillman | Younglove |
| Cameron | Hartman | Nelson | L. E. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act for the relief of the Co-operative Iron Founders' Association of West Troy, and to provide for the exemption of shares of capital stock thereof from levy and sale by execution or other legal process," with a message informing that they had passed the same, with the following amendment:

Strike out section 4. Change numbers of subsequent sections to correspond.

Amend the title so as to read as follows:

"An act for the relief of the Co-operative Iron Founders' Association of West Troy."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Cameron | Hasbrouck | Nelson | Speaker |
| Allis | Campbell | Hubbard | Nicholson | Starr |
| A. H. Andrew | Chapman | Humphrey | O'Reilly | Sullard |
| W. S. Andrews | G. Clark | Jacobs | Place | Sumner |
| Balcom | W. S. Clark | Johnson | Prince | Tarbox |
| Bamler | Cornwall | Jones | Purdy | Topliff |
| Bennet | Davis | Keady | Quinn | Torrey |
| Bentley | Decker | Kiernan | Raber | Tower |
| Bergen | Farley | Kinney | Ranney | Trainer |
| Bigelow | Flach | Loughran | Ray | Weed |
| Bradstreet | J. L. Flagg | Mann | S. Richardson | Walls |
| Bristol | Frear | Matthewson | Rider | Williams |
| Brush | Gleason | McKiever | Riley | A. I. Wood |
| Buel | Guigon | Miller | Sargent | F. H. Woods |
| D. Burns | Halsey | Moran | Skillman | Younglove |
| Button | Hartman | Murphy | L. E. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act for the more effectual protection of emigrants arriving at the port of New York," with a message informing that they had passed the same, with the following amendment:

Strike out section 1, and insert in lieu thereof the following:

SECTION 1. Each commissioner of emigration shall have power to administer an oath to, and examine under oath, any witness respecting any complaint made by any person relative to the ship in which any passenger was brought to the United States, or the treatment of any passenger during the voyage, or the food or drink furnished to any passenger on the voyage, or the death on the voyage of any passenger, but to entitle the same to be read upon the trial of any person accused of any crime or offence, such examination shall be made in the presence of the person complained of, who shall have a right to cross-examine such witness.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Cameron | Hartman | Murphy | L. E. Smith |
| Allis | Campbell | Hasbrouck | Nelson | Speaker |
| A. H. Andrew | Chapman | Hubbard | Nicholson | Starr |
| W. S. Andrews | G. Clark | Humphrey | O'Reilly | Sullard |
| Balcom | W. S. Clark | Jacobs | Place | Summer |
| Bamler | Cornwall | Johnson | Prince | Tarbox |
| Bennet | Dayton | Jones | Purdy | Topliff |
| Bentley | Decker | Keady | Quinn | Torrey |
| Bergen | Farley | Kiernan | Raber | Tower |
| Bigelow | Flach | Kinney | Ranney | Trainer |
| Bradstreet | J. L. Flagg | Lefler | Ray | Weed |
| Bristol | Frear | Mann | S. Richardson | Wells |
| Brush | Galvin | Matthewson | Rider | Williams |
| Buel | Gleason | McKiever | Riley | A. I. Wood |
| D. Burns | Guigou | Miller | Sherman | F. H. Woods |
| Button | Halsey | Moran | Skillman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to provide for the construction of a bridge over the Champlain canal, in the village of Mechanicsville," with a message informing that they had passed the same, with the following amendment:

Add as section 3 the following:

§ 3. This act shall take effect immediately.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Hartman | Nelson | L. E. Smith |
| Allis | Chism | Hasbrouck | Nicholson | Speaker |
| A. H. Andrew | G. Clark | Hubbard | O'Reilly | Starr |
| W. S. Andrews | W. S. Clark | Humphrey | Pitts | Sullard |
| Balcom | Cornwall | Jacobs | Place | Summer |
| Bennet | Daily | Johnson | Prince | Tarbox |
| Bentley | Dayton | Jones | Purdy | Topliff |
| Bergen | Decker | Keady | Quinn | Tower |
| Bigelow | Farley | Kiernan | Raber | Trainer |
| Bradstreet | Flach | Kinney | Ranney | Weed |
| Bristol | J. L. Flagg | Lefler | Ray | Wells |
| Brush | Frear | Mann | S. Richardson | Williams |
| Buel | Furman | Matthewson | Rider | A. I. Wood |
| D. Burns | Gifford | McKiever | Riley | F. H. Woods |
| Button | Gleason | Moran | Root | Younglove |
| Cameron | Halsey | Murphy | Skillman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

Mr. Brush moved that the House take a recess until 3½ o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Starr, from the committee on the affairs of villages, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Dunkirk,'" with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act to repeal the Laws of 1867, in relation to the police force of the city of Utica," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Guigon | Murphy | Skeels |
| Allis | Chapman | Halsey | Nelson | Skillman |
| A. H. Andrew | Chism | Hartman | Nicholson | L. E. Smith |
| W. S. Andrews | G. Clark | Hubbard | O'Reilley | Speaker |
| Balcom | W. S. Clark | Humphrey | Place | Starr |
| Bennet | Clausen | Jacobs | Prince | Sullard |
| Bentley | Cornwall | Johnson | Purdy | Topliff |
| Bergen | Davis | Jones | Quinn | Torrey |
| Bigelow | Dayton | Keady | Raber | Tower |
| Bradstreet | Decker | Kiernan | Ranney | Trainer |
| Bristol | Farley | Lefler | Ray | Weed |
| Brush | Flach | Mann | A. Richardson | Wells |
| Burhans | J. L. Flagg | Matthewson | S. Richardson | Williams |
| D. Burns | Frear | McKiever | Rider | A. I. Wood |
| Button | Furman | Miller | Riley | F. H. Woods |
| Cameron | Gleason | Moran | Sherman | Younglove |

For the negative,

Kinney

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Buel, from the committee on public printing, to which was referred the resolution to print extra copies of the Quarter-Master General's report, reported in favor of the adoption of the following resolution:

Resolved, That 500 copies of the annual report of the Quarter-Master General, be printed for distribution to the National Guard.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Buel, from the committee on public printing, to which was referred the resolution to print extra copies of the report of the Inspector General, reported in favor of the adoption of the following resolution:

Resolved, That 500 copies of the annual report of the Inspector General, be printed under the direction of the Clerk of this House, for distribution to the National Guard.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. Matthewson moved a reconsideration of the vote just taken on the first named resolution.

Mr. Speaker put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. Buel, from the committee on public printing, to which was referred the resolution to print extra copies of the Insurance report, reported in favor of the adoption of the following resolution:

Resolved, That the usual number of Insurance report (ten copies for each member, officer and reporter), be printed as heretofore, and 1,000 copies for the Insurance Department; also, that 1,500 additional copies be published of that part of the report on life insurance for the use of the Department.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Buel, from the committee on public printing, to which was referred the resolution to print extra copies of the report of J. C. Dalton, M. D., reported in favor of the adoption of the following resolution:

Resolved, That the Clerk of the Assembly be directed to have printed for the use of the members of the Assembly, 2,000 copies of the report of J. C. Dalton, M. D., Commissioner of the New York State Agricultural Society, for the investigation of abortion in cows.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Buel, from the committee on public printing, to which was referred the resolution relative to printing extra copies of the report of the Adjutant General, reported in favor of the adoption of the following resolution:

Resolved, That 2,000 copies of the Adjutant General's report be printed under direction of the Adjutant General, for distribution among the National guard, and 1,000 copies for the use of the House.

Mr. Murphy moved to amend by striking out "2,000," and inserting in lieu thereof "500;" and, also, to make the publishing under the direction of the Clerk of this House.

Mr. Tarbox called for a division of the question.

Mr. Speaker put the question on striking out "2,000," and inserting "500," and it was determined in the negative.

Mr. Speaker then put the question on making the publishing under the direction of the Clerk of the House, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, as amended, and it was determined in the affirmative.

Mr. Buel, from the committee on public printing, to which was referred the resolution to print extra copies of the State Engineer and Surveyor, reported in favor of the adoption of the following resolution:

Resolved, That 100 copies of the annual report of the State Engineer and Surveyor, on the companies navigating the lakes and rivers, be printed for the use of the Department of the State Engineer and Surveyor, under the direction of the Clerk of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Pursuant to resolution, the Senate bill entitled "An act to enable the electors of any incorporated village of this State to hold a special election of village officers in certain cases, and to legalize the acts of officers holding over," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Halsey | Moran | L. E. Smith |
| Allis | Chism | Hartman | Murphy | Speaker |
| A. H. Andrew | G. Clark | Hasbrouck | Nicholson | Starr |
| W. S. Andrews | W. S. Clark | Hubbard | O'Reilly | Sumner |
| Balcom | Cornwall | Humphrey | Pitts | Tarbox |
| Bamler | Daily | Jacobs | Place | Topliff |
| Bennet | Dayton | Johnson | Prince | Torrey |
| Bergen | Decker | Jones | Purdy | Tower |
| Bigelow | Farley | Keady | Quinn | Trainer |
| Bradstreet | Flach | Kiernan | Raber | Weed |
| Bristol | J. L. Flagg | Kinney | Ranney | Wells |
| Brush | Frear | Lefler | S. Richardson | Williams |
| Buel | Furman | Mann | Rider | A. I. Wood |
| D. Burns | Galvin | Matthewson | Riley | F. H. Woods |
| Button | Gleason | McKiever | Root | Younglove |
| Cameron | Guigou | Miller | Skillman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the town of Southampton, in the county of Suffolk, to issue bonds to aid in the construction of a railroad from Sag Harbor, to connect either with the Southside railroad or the Long Island railroad," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|-----------|-------------|
| Ackert | W. S. Clark | Hubbard | Nelson | L. E. Smith |
| Allis | Cook | Humphrey | Nicholson | Starr |
| A. H. Andrew | Cornwall | Jacobs | O'Reilly | Stevens |
| Balcom | Dayton | Johnson | Place | Sullard |
| Bennet | Decker | Jones | Prince | Sumner |
| Bentley | Farley | Keady | Purdy | Topliff |
| Bergen | Flach | Kinney | Quinn | Torrey |
| Bigelow | J. L. Flagg | Lefler | Raber | Tower |
| Bradstreet | Frear | Lounsbury | Ranney | Trainer |
| Bristol | Galvin | Mann | Ray | Weed |
| Buel | Gleason | Matthewson | Rider | Wells |
| D. Burns | Guigou | McKiever | Riley | Williams |
| Button | Halsey | Miller | Sherman | A. I. Wood |
| Cameron | Hartman | Moran | Skeels | F. H. Woods |
| Campbell | Hasbrouck | Murphy | Skillman | Younglove |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|----------|-------|---------------|---------|--------|
| G. Clark | Davis | S. Richardson | Selkreg | Tarbox |
|----------|-------|---------------|---------|--------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. J. L. Flagg moved to take from the table the bill entitled "An act to amend the several acts relating to the Hudson River Bridge Company at Albany, and authorizing the construction of a bridge across the Hudson river at Albany."

Mr. J. L. Flagg moved to recommit said bill to the committee on roads and bridges.

Mr. Humphrey moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to recommit, and it was determined in the negative.

Mr. Speaker then put the question whether the House would concur in the amendments of the Senate to said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 66 }
{ NOES 18 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | Murphy | L. E. Smith |
| Allis | W. S. Clark | Hubbard | Nelson | Speaker |
| W. S. Andrews | Cook | Humphrey | Nicholson | Starr |
| Balcom | Cornwall | Irving | Place | Sullard |
| Bennet | Davis | Jacobs | Purdy | Sumner |
| Bentley | Dayton | Keady | Raber | Tarbox |
| Bigelow | Decker | Kinney | Ranney | Topliff |
| Bradstreet | Farley | Little | Ray | Torrey |
| Bristol | Flach | Loughran | S. Richardson | Tower |
| Buel | Frear | Mann | Rider | Trainer |
| Button | Gleason | Matthewson | Riley | A. I. Wood |
| Cameron | Guigou | Miller | Sargent | F. H. Woods |
| Campbell | Halsey | Moran | Skillman | Younglove |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|-------------|----------|--------|-----------------|
| A. H. Andrew | J. L. Flagg | Jones | Pond | Van Valkenburgh |
| Bergen | Furman | Kiernan | Quinn | Wells |
| Brush | Hartman | McKiever | Skeels | Williams |
| D. Burns | Johnson | O'Reilly | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Newark,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|------------|
| Ackert | Cameron | Hartman | Nicholson | Speaker |
| Allis | Campbell | Hasbrouck | O'Reilly | Starr |
| A. H. Andrew | Chism | Humphrey | Place | Sullard |
| W. S. Andrews | G. Clark | Irving | Pond | Sumner |
| Balcom | W. S. Clark | Jacobs | Prince | Tarbox |
| Bamler | Cornwall | Johnson | Purdy | Topliff |
| Bennet | Davis | Jones | Quinn | Torrey |
| Bentley | Dayton | Keady | Raber | Tower |
| Bergen | Decker | Kinney | Ranney | Trainer |
| Bigelow | Flach | Madden | Ray | Weed |
| Bradstreet | J. L. Flagg | Matthewson | S. Richardson | Wells |
| Bristol | Frear | McKiever | Rider | Williams |
| Brush | Furman | Miller | Riley | A. I. Wood |

| | | | | |
|----------|---------|--------|-------------|-------------|
| Buel | Gleason | Moran | Skeels | F. H. Woods |
| D. Burns | Guigou | Murphy | Skillman | Younglove |
| Button | Halsey | Nelson | L. E. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent,

Mr. O'Reilley, from the committee on insurance companies, to which was referred the Senate bill entitled "An act to amend the charter of the Homœopathic Mutual Life Insurance Company of the city of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

The bill entitled "An act in relation to building and repairing sidewalks in the village of Wellsville," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hasbrouck | Nicholson | Skillman |
| Allis | G. Clark | Hubbard | O'Reilley | L. E. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | Place | Speaker |
| W. S. Andrews | Cornwall | Irving | Pond | Sullard |
| Balcom | Davis | Jacobs | Prince | Summer |
| Bennet | Dayton | Johnson | Purdy | Tarbox |
| Bentley | Decker | Jones | Quinn | Topliff |
| Bergen | Flach | Keady | Raber | Torrey |
| Bigelow | J. L. Flag | Lasher | Ranney | Tower |
| Bradstreet | Frear | Mann | Ray | Trainer |
| Bristol | Furman | Matthewson | S. Richardson | Weed |
| Brush | Galvin | McKiever | Rider | Wells |
| Buel | Gleason | Miller | Riley | Williams |
| D. Burns | Guigou | Moran | Root | A. I. Wood |
| Button | Halsey | Murphy | Sherman | F. H. Woods |
| Cameron | Hartman | Nelson | Skeels | Younglove |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act passed April 22, 1867, entitled 'An act to amend an act passed February 11, 1860, entitled An act in relation to the cutting of ice in the Hudson river, providing additional safeguards for travelers and teams, and conferring jurisdiction over offences mentioned in said act,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|-------------|
| Ackert | Campbell | Hartman | Nelson | L. E. Smith |
| Allis | Chapman | Hasbrouck | Nicholson | Speaker |
| A. H. Andrew | G. Clark | Hubbard | O'Reilley | Starr |
| W. S. Andrews | W. S. Clark | Humphrey | Place | Sullard |
| Balcom | Cornwall | Irving | Pond | Summer |
| Bamler | Daily | Jacobs | Prince | Tarbox |
| Bennet | Davis | Johnson | Purdy | Topliff |

| | | | | |
|------------|------------|------------|---------------|-------------|
| Bentley | Dayton | Jones | Quinn | Torrey |
| Bergen | Decker | Keady | Raber | Tower |
| Bigelow | Farley | Lasher | Ranney | Trainer |
| Bradstreet | J. L. Flag | Lefler | Ray | Weed |
| Bristol | Frear | Mann | S. Richardson | Wells |
| Brush | Furman | Matthewson | Rider | Williams |
| Buel | Galvin | McKlever | Riley | A. I. Wood |
| D. Burns | Gleason | Miller | Skeels | F. H. Woods |
| Button | Guigou | Moran | Skillman | Younglove |
| Cameron | Halsey | Murphy | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize certain towns in the counties of Onondaga, Oswego and Jefferson, to issue bonds in aid of the Syracuse Northern Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Cameron | Halsey | O'Reilly | L. E. Smith |
| Allis | Campbell | Hasbrouck | Place | Speaker |
| A. H. Andrew | Chapman | Hubbard | Pond | Starr |
| W. S. Andrews | W. S. Clark | Humphrey | Prince | Sullard |
| Balcom | Cornwall | Irving | Purdy | Sumner |
| Bamler | Daily | Jacobs | Quinn | Topliff |
| Bennet | Davis | Johnson | Raber | Torrey |
| Bentley | Dayton | Jones | Ranney | Tower |
| Bergen | Decker | Keady | Ray | Trainer |
| Bigelow | Flach | Kiernan | S. Richardson | Weed |
| Bradstreet | J. L. Flag | Kinney | Rider | Wells |
| Bristol | Frear | Mann | Riley | Williams |
| Brush | Furman | Matthewson | Sargent | A. I. Wood |
| Buel | Galvin | Miller | Sherman | F. H. Woods |
| D. Burns | Gleason | Nelson | Skillman | Younglove |
| Button | Guigou | Nicholson | | |

Those who voted in the negative, were

| | | | |
|---------|--------|----------|--------|
| Hartman | Little | McKiever | Tarbox |
|---------|--------|----------|--------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Dayton,

Resolved, That the Senate bill entitled "An act to amend the act entitled 'An act to extend the operation and effect of the act passed February 17, 1848, entitled An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' passed April 23, 1864," be recommitted to the committee on trade and manufactures, with power to report complete at any time.

By unanimous consent, on motion of Mr. Mann,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to incorporate the Northern Hydraulic Company, in the county of Lewis," and that it be ordered to a third reading.

The Senate bill entitled "An act for the relief of certain religious societies in the city and county of New York, and in the counties of Kings and Westchester," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hubbard | Nicholson | L. E. Smith |
| Allis | G. Clark | Humphrey | Place | Speaker |
| A. H. Andrew | W. S. Clark | Irving | Pond | Starr |
| W. S. Andrews | Cornwall | Jacobs | Prince | Sullard |
| Balcom | Daily | Johnson | Purdy | Sumner |
| Bennet | Davis | Jones | Quinn | Tarbox |
| Bentley | Dayton | Keady | Raber | Topliff |
| Bergen | Decker | Kinney | Ranney | Torrey |
| Bigelow | Farley | Loughran | Ray | Tower |
| Bradstreet | Flach | Mann | S. Richardson | Trainer |
| Bristol | J. L. Flagg | Matthewson | Rider | Weed |
| Brush | Frear | McKiever | Riley | Wells |
| Buel | Furman | Miller | Sargent | Williams |
| D. Burns | Gleason | Moran | Sherman | A. I. Wood |
| Button | Guigou | Murphy | Skeels | F. H. Woods |
| Cameron | Halsey | Nelson | Skillman | Younglove |
| Campbell | Hasbrouck | | | |

For the negative,

Hartman

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the town of Manlius, Onondaga county, to appropriate money for the erection of a monument to the memory of soldiers killed in the late war," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hartman | Moran | Skillman |
| Allis | G. Clark | Hasbrouck | Murphy | L. E. Smith |
| A. H. Andrew | W. S. Clark | Hubbard | Nelson | Speaker |
| W. S. Andrews | Cornwall | Humphrey | Nicholson | Starr |
| Balcom | Daily | Irving | O'Reilly | Sullard |
| Bennet | Davis | Jacobs | Place | Sumner |
| Bentley | Dayton | Johnson | Pond | Tarbox |
| Bergen | Decker | Jones | Prince | Topliff |
| Bigelow | Farley | Keady | Quinn | Torrey |
| Bradstreet | Flach | Kiernan | Raber | Tower |
| Bristol | J. L. Flagg | Kinney | Ranney | Trainer |
| Brush | Frear | Leffer | Ray | Weed |
| Buel | Furman | Little | S. Richardson | Wells |
| D. Burns | Galvin | Mann | Rider | Williams |
| Button | Gleason | Matthewson | Riley | A. I. Wood |
| Cameron | Guigou | McKiever | Sherman | F. H. Woods |
| Campbell | Halsey | Miller | Skeels | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the Commissioners of the

Land Office to sell certain real estate, escheated to the State in the town of Jerusalem, Yates county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | G. Clark | Humphrey | O'Reilly | Speaker |
| Allis | W. S. Clark | Irving | Place | Starr |
| A. H. Andrew | Cornwall | Jacobs | Pond | Stevens |
| W. S. Andrews | Davis | Johnson | Prince | Sullard |
| Balcom | Dayton | Jones | Purdy | Sumner |
| Bennet | Decker | Keady | Quinn | Tarbox |
| Bentley | Farley | Lasher | Raber | Topliff |
| Bergen | Flach | Lefler | Ranney | Torrey |
| Bigelow | J. L. Flagg | Little | Ray | Tower |
| Bradstreet | Frear | Mann | S. Richardson | Trainer |
| Bristol | Furman | Matthewson | Rider | Weed |
| Brush | Galvin | McKiever | Riley | Wells |
| Buel | Gleason | Miller | Root | Wiley |
| D. Burns | Guigou | Moran | Sherman | Williams |
| Button | Halsey | Murphy | Skeels | A. I. Wood |
| Cameron | Hartman | Nelson | Skillman | F. H. Woods |
| Campbell | Hasbrouck | Nicholson | L. E. Smith | Younglove |
| Chapman | Hubbard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act relating to the surrogate and county judge of the county of Otsego," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hasbrouck | Nelson | Skillman |
| Allis | G. Clark | Hubbard | Nicholson | L. E. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | O'Reilly | Speaker |
| W. S. Andrews | Cornwall | Irving | Place | Starr |
| Balcom | Daily | Jacobs | Pond | Sullard |
| Bamler | Davis | Johnson | Prince | Sumner |
| Bennet | Dayton | Jones | Purdy | Tarbox |
| Bentley | Decker | Keady | Quinn | Topliff |
| Bergen | Flach | Kiernan | Raber | Torrey |
| Bigelow | J. L. Flagg | Lefler | Ranney | Tower |
| Bradstreet | Frear | Little | Ray | Trainer |
| Bristol | Furman | Mann | S. Richardson | Weed |
| Brush | Galvin | Matthewson | Rider | Wells |
| Buel | Gleason | McKiever | Riley | Williams |
| D. Burns | Guigou | Miller | Root | A. I. Wood |
| Button | Halsey | Moran | Sherman | F. H. Woods |
| Cameron | Hartman | Murphy | Skeels | Younglove |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to release the interest of the people

of the State of New York in and to certain lands in the city of Buffalo, to Peter Gowans," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hubbard | O'Reilly | L. E. Smith |
| Allis | G. Clark | Humphrey | Penfield | Speaker |
| A. H. Andrew | W. S. Clark | Irving | Place | Starr |
| W. S. Andrews | Cornwall | Jacobs | Pond | Sullard |
| Balcom | Davis | Johnson | Prince | Sumner |
| Bamler | Dayton | Jones | Purdy | Tarbox |
| Bennet | Decker | Keady | Quinn | Topliff |
| Bentley | Farley | Kiernan | Raber | Torrey |
| Bergen | Flach | Lefler | Ranney | Tower |
| Bigelow | J. L. Flag | Little | Ray | Trainer |
| Bradstreet | Frear | Mann | S. Richardson | Weed |
| Bristol | Furman | Matthewson | Rider | Wells |
| Brush | Galvin | McKiever | Riley | Wiley |
| Buel | Gleason | Miller | Rogers | Williams |
| D. Burns | Guigon | Moran | Sherman | A. I. Wood |
| Button | Halsey | Murphy | Skeels | F. H. Woods |
| Cameron | Hartman | Nelson | Skillman | Younglove |
| Campbell | Hasbrouck | Nicholson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize the Peekskill Iron Company to construct a bridge over Peekskill creek, in the town of Cortlandt, Westchester county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hartman | Murphy | Skeels |
| Allis | G. Clark | Hasbrouck | Nelson | Skillman |
| A. H. Andrew | W. S. Clark | Hubbard | Nicholson | L. E. Smith |
| W. S. Andrews | Cornwall | Humphrey | O'Reilly | Speaker |
| Balcom | Davis | Irving | Place | Starr |
| Bennet | Dayton | Jacobs | Pond | Sullard |
| Bentley | Decker | Johnson | Prince | Sumner |
| Bergen | Farley | Jones | Purdy | Tarbox |
| Bigelow | Flach | Keady | Quinn | Topliff |
| Bradstreet | J. L. Flag | Kiernan | Raber | Torrey |
| Bristol | Frear | Little | Ranney | Tower |
| Brush | Furman | Mann | Ray | Trainer |
| Buel | Galvin | Matthewson | S. Richardson | Weed |
| D. Burns | Gleason | McKiever | Rider | Wells |
| Button | Guigon | Miller | Riley | A. I. Wood |
| Cameron | Halsey | Moran | Sherman | Younglove |
| Campbell | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to extend Lorimer street, in the city of Buffalo," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Hubbard | Nelson | Skillman |
| Allis | G. Clark | Humphrey | Nicholson | L. E. Smith |
| A. H. Andrew | W. S. Clark | Irving | O'Reilley | Starr |
| W. S. Andrews | Cornwall | Jacobs | Place | Sullard |
| Balcom | Daily | Johnson | Pond | Sumner |
| Bamler | Davis | Jones | Prince | Tarbox |
| Bennet | Dayton | Keady | Purdy | Topliff |
| Bentley | Decker | Kiernan | Quinn | Torrey |
| Bergen | Farley | Kinney | Raber | Tower |
| Bigelow | J. L. Flagg | Lefler | Ranney | Trainer |
| Bradstreet | Frear | Mann | Ray | Weed |
| Bristol | Furman | Matthewson | S. Richardson | Wells |
| Brush | Gleason | McKiever | Rider | Williams |
| Buel | Guigon | Miller | Riley | A. I. Wood |
| D. Burns | Halsey | Moran | Sherman | F. H. Woods |
| Button | Hartman | Murphy | Skeels | Younglove |
| Cameron | Hasbrouck | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the street commissioner of the city of New York to make a contract for the filling of certain sunken lots on the southerly side of Manhattan street, east and west of Tenth avenue," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Allis | G. Clark | Irving | Nelson | Sherman |
| A. H. Andrew | W. S. Clark | Jacobs | Nicholson | Skeels |
| W. S. Andrews | Cook | Johnson | O'Reilley | Skillman |
| Balcom | Cornwall | Jones | Pitts | L. E. Smith |
| Bennet | Davis | Keady | Place | Speaker |
| Bentley | Dayton | Kiernan | Pond | Starr |
| Bergen | Decker | Kinney | Prince | Stevens |
| Bigelow | Farley | Lawrence | Purdy | Sullard |
| Bradstreet | Flach | Lefler | Quinn | Tarbox |
| Bristol | Frear | Little | Raber | Topliff |
| Brush | Furman | Loughran | Ranney | Torrey |
| Buel | Guigon | Mann | Ray | Tower |
| D. Burns | Halsey | Matthewson | S. Richardson | Wells |
| Button | Hartman | McKiever | Rider | Williams |
| Cameron | Hasbrouck | Miller | Riley | A. I. Wood |
| Campbell | Hubbard | Moran | Rogers | F. H. Woods |
| Chapman | Humphrey | Murphy | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the building of a road and bridge across the stream that constitutes the division line between the towns of Huntington and Islip, in the county of Suffolk, and for the

general improvement of the roads and bridges in said towns," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hasbrouck | Nelson | Skillman |
| Allis | G. Clark | Hubbard | Nicholson | L. E. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | O'Reilly | Speaker |
| W. S. Andrews | Cornwall | Irving | Place | Starr |
| Balcom | Davis | Jacobs | Pond | Sumner |
| Bennet | Dayton | Johnson | Prince | Tarbox |
| Bentley | Decker | Jones | Purdy | Topliff |
| Bergen | Farley | Keady | Quinn | Torrey |
| Bigelow | Flach | Kiernan | Raber | Tower |
| Bradstreet | Frear | Lawrence | Ranney | Trainer |
| Bristol | Furman | Mann | Ray | Weed |
| Brush | Galvin | Matthewson | S. Richardson | Wells |
| Buel | Gleason | McKiever | Rider | Williams |
| D. Burns | Guigou | Miller | Riley | A. I. Wood |
| Button | Halsey | Moran | Sherman | F. H. Woods |
| Cameron | Hartman | Murphy | Skeels | Younglove |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief and support of the Brooklyn Dispensary," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hasbrouck | Moran | Skillman |
| Allis | G. Clark | Hubbard | Murphy | L. E. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | Nelson | Starr |
| W. S. Andrews | Cornwall | Jacobs | Nicholson | Sullard |
| Balcom | Davis | Johnson | Place | Sumner |
| Bemas | Dayton | Jones | Pond | Tarbox |
| Bennet | Decker | Keady | Prince | Topliff |
| Bentley | Farley | Kiernan | Purdy | Torrey |
| Bergen | Flach | Kinney | Raber | Tower |
| Bigelow | Frear | Lawrence | Ranney | Trainer |
| Bradstreet | Furman | Lefler | Ray | Weed |
| Bristol | Galvin | Little | S. Richardson | Wells |
| Buel | Gleason | Mann | Rider | Williams |
| Button | Guigou | Matthewson | Riley | A. I. Wood |
| Cameron | Halsey | McKiever | Sherman | F. H. Woods |
| Campbell | Hartman | Miller | Skeels | Younglove |

For the negative,
O'Reilly

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Protective Hook and Ladder Company, No. 1, of Hicksville, Queens county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|----------|-------------|
| Ackert | Cameron | Halsey | Miller | L. E. Smith |
| Allis | Campbell | Hartman | Moran | Speaker |
| A. H. Andrew | Chapman | Hasbrouck | Murphy | Starr |
| W. S. Andrews | G. Clark | Hubbard | Nelson | Sullard |
| Balcom | W. S. Clark | Humphrey | O'Reilly | Sumner |
| Bennet | Cornwall | Irving | Place | Tarbox |
| Bentley | Davis | Johnson | Pond | Topliff |
| Bergen | Dayton | Jones | Prince | Torrey |
| Bigelow | Decker | Keady | Purdy | Tower |
| Bradstreet | Farley | Kiernan | Quinn | Trainer |
| Bristol | Flach | Lawrence | Raber | Weed |
| Brush | Frear | Little | Ranney | Williams |
| Buel | Furman | Mann | Ray | A. I. Wood |
| D. Burns | Gleason | Matthewson | Rider | F. H. Woods |
| Button | Guigon | McKiever | Riley | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to provide for the adjustment of claims against towns in Cattaraugus county, and to provide means for the payment of the same," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Halsey | Nicholson | Starr |
| Allis | Chapman | Hartman | Place | Stevens |
| A. H. Andrew | G. Clark | Hasbrouck | Pond | Sullard |
| W. S. Andrews | W. S. Clark | Hubbard | Prince | Sumner |
| Balcom | Cornwall | Humphrey | Purdy | Tarbox |
| Bennet | Davis | Irving | Raber | Topliff |
| Bentley | Dayton | Jacobs | Ranney | Torrey |
| Bigelow | Decker | Johnson | Ray | Tower |
| Bradstreet | Farley | Jones | S. Richardson | Trainer |
| Bristol | Flach | Keady | Rider | Weed |
| Brush | Frear | Kinney | Riley | Wells |
| Buel | Furman | Lawrence | Sherman | Williams |
| D. Burns | Galvin | Mann | Skeels | A. I. Wood |
| Button | Gleason | Matthewson | Skillman | F. H. Woods |
| Cameron | Guigon | Nelson | L. E. Smith | Younglove |

Those who voted in the negative, were

| | | | | |
|--------|----------|--------|----------|-------|
| Bergen | McKiever | Miller | O'Reilly | Quinn |
| Little | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act in relation to election districts in the town of Walkill, Orange county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hartman | Murphy | L. E. Smith |
| Allis | G. Clark | Hasbrouck | O'Reilly | Speaker |
| A. H. Andrew | W. S. Clark | Hubbard | Place | Starr |
| W. S. Andrews | Cornwall | Humphrey | Pond | Sullard |
| Balcom | Davis | Irving | Prince | Sumner |
| Bennet | Dayton | Jacobs | Purdy | Tarbox |
| Bentley | Decker | Johnson | Quinn | Topliff |
| Bergen | Farley | Jones | Raber | Torrey |
| Bigelow | Flach | Keady | Ranney | Tower |
| Bradstreet | J. L. Flag | Lawrence | Ray | Trainer |
| Bristol | Frear | Little | S. Richardson | Weed |
| Brush | Furman | Mann | Rider | Wells |
| Buel | Galvin | Matthewson | Riley | Williams |
| D. Burns | Gleason | McKiever | Sherman | A. I. Wood |
| Button | Guigou | Miller | Skeels | F. H. Woods |
| Cameron | Halsey | Moran | Skillman | Younglove |
| Campbell | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend an act entitled 'An act to amend and reduce to one act the several acts relating to buildings, and the keeping and storage of combustible materials in the city of New York,' passed May 4, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|------------|-----------|-------------|
| Ackert | Chapman | Hubbard | Nelson | L. E. Smith |
| Allis | G. Clark | Humphrey | Nicholson | Speaker |
| A. H. Andrew | W. S. Clark | Irving | O'Reilly | Starr |
| W. S. Andrews | Cornwall | Jacobs | Place | Sullard |
| Balcom | Davis | Johnson | Pond | Sumner |
| Bennet | Dayton | Jones | Prince | Tarbox |
| Bentley | Decker | Keady | Purdy | Topliff |
| Bergen | Farley | Lasher | Raber | Torrey |
| Bigelow | Flach | Lefler | Ranney | Tower |
| Bradstreet | J. L. Flag | Little | Ray | Trainer |
| Bristol | Frear | Mann | Reeve | Weed |
| Brush | Furman | Matthewson | Rider | Wells |
| Buel | Gleason | McKiever | Riley | Williams |
| D. Burns | Guigou | Miller | Sherman | A. I. Wood |
| Button | Halsey | Moran | Skeels | F. H. Woods |
| Cameron | Hartman | Murphy | Skillman | Younglove |
| Campbell | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the Port Richmond and Bergen Point Ferry Company to hold real estate, to increase its capital stock, and to fix rates of ferriage, and to increase its number of directors and for other purposes," was being read a third time, when by unanimous consent, on motion of Mr. Decker, the same was amended as follows:

Strike out section 4, and insert as section 4, the following:

"§ 4. The Port Richmond and Bergen Point Ferry Company, shall within ninety days after the passage of this act, put in operation on said ferry, a regular steam ferry boat or boats, and failing to do so, shall forfeit their charter, and any number of persons may associate themselves together as a ferry company under the laws of this State, and having done so, may operate said ferry under, and in conformity with the provisions of this act."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Hartman | Nelson | Skillman |
| Allis | Chapman | Hasbrouck | Nicholson | L. E. Smith |
| A. H. Andrew | G. Clark | Hubbard | O'Reilly | Speaker |
| W. S. Andrews | W. S. Clark | Humphrey | Place | Starr |
| Balcom | Cornwall | Irving | Pond | Sumner |
| Bennet | Davis | Jacobs | Prince | Tarbox |
| Bentley | Dayton | Johnson | Purdy | Topliff |
| Bergen | Decker | Jones | Quinn | Tower |
| Bigelow | Farley | Keady | Raber | Trainer |
| Bradstreet | J. L. Flagg | Lawrence | Ranney | Weed |
| Bristol | Frear | Mann | Ray | Wells |
| Brush | Furman | Matthewson | S. Richardson | Williams |
| Buel | Galvin | McKiever | Rider | A. I. Wood |
| D. Burns | Gleason | Miller | Riley | F. H. Flagg |
| Button | Guigou | Moran | Selkreg | Younglove |
| Cameron | Halsey | Murphy | Sherman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to extend the time for the collection of taxes in Richmond county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|-----------|-------------|
| Ackert | Campbell | Hasbrouck | Nelson | L. E. Smith |
| Allis | Chapman | Howard | Nicholson | Speaker |
| A. H. Andrew | G. Clark | Humphrey | O'Reilly | Starr |
| Balcom | W. S. Clark | Irving | Place | Sullard |
| Bamler | Cornwall | Jacobs | Pond | Sumner |
| Bennet | Davis | Johnson | Prince | Tarbox |
| Bentley | Dayton | Keady | Purdy | Topliff |
| Bergen | Decker | Kiernan | Quinn | Torrey |
| Bigelow | Farley | Lawrence | Raber | Tower |
| Bradstreet | J. L. Flagg | Little | Ranney | Trainer |

| | | | | |
|----------|---------|------------|----------|-------------|
| Bristol | Frear | Mann | Ray | Weed |
| Brush | Furman | Matthewson | Rider | Wells |
| Buel | Gleason | McKiever | Riley | Williams |
| D. Burns | Guigon | Miller | Sherman | A. I. Wood |
| Button | Halsey | Moran | Skeels | F. H. Woods |
| Cameron | Hartman | Murphy | Skillman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the ditching, draining, sewerage and filling in of lands in the village of Edgewater, and of the town of Southfield," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hasbrouck | Nelson | L. E. Smith |
| Allis | G. Clark | Hubbard | Nicholson | Speaker |
| A. H. Andrew | W. S. Clark | Humphrey | O'Reilly | Starr |
| W. S. Andrews | Cornwall | Irving | Place | Sullard |
| Balcom | Davis | Jacobs | Pond | Sumner |
| Bennet | Dayton | Johnson | Prince | Tarbox |
| Bentley | Decker | Jones | Purdy | Topliff |
| Bergen | Flach | Keady | Quinn | Torrey |
| Bigelow | J. L. Flagg | Lawrence | Ranney | Tower |
| Bradstreet | Frear | Little | Ray | Trainer |
| Bristol | Furman | Mann | S. Richardson | Weed |
| Brush | Galvin | Matthewson | Rider | Wells |
| Buel | Gleason | McKiever | Riley | Williams |
| D Burns | Guigon | Miller | Sherman | A. I. Wood |
| Button | Halsey | Moran | Skeels | F. H. Woods |
| Cameron | Hartman | Murphy | Skillman | Younglove |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to designate the place of meeting of the board of supervisors of Oswego county, and to regulate the compensation of the members thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 66 }
{ NOES 10 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|-----------|---------------|-----------------|
| Allis | G. Clark | Hartman | Murphy | Skillman |
| A. H. Andrew | W. S. Clark | Hasbrouck | Nelson | L. E. Smith |
| W. S. Andrews | Cornwall | Hubbard | Nicholson | Starr |
| Balcom | Davis | Humphrey | Place | Sullard |
| Bemus | Dayton | Irving | Pond | Tarbox |
| Bennet | Decker | Jacobs | Purdy | Topliff |
| Bergen | Farley | Keady | Raber | Torrey |
| Bigelow | J. L. Flagg | Kinney | Ranney | Tower |
| Bradstreet | Frear | Lawrence | Ray | Van Valkenburgh |
| Bristol | Furman | Little | S. Richardson | Wells |
| Brush | Gleason | Mann | Riley | Williams |

| | | | | |
|----------|--------|--------|--------|------------|
| Buel | Guigon | Miller | Rogers | A. I. Wood |
| Cameron | Halsey | Moran | Skeels | Younglove |
| Campbell | | | | |

Those who voted in the negative, were

| | | | | |
|---------|---------|------------|----------|-------|
| Chapman | Johnson | Kiernan | McKiever | Quinn |
| Flach | Jones | Matthewson | O'Reilly | Rider |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Cameron moved to take from the table the motion to reconsider the vote on the final passage of the Senate bill entitled "An act to regulate the manner and payment of town subscriptions to the stock of the Dunkirk, Warren and Pittsburgh Railroad Company."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | Cook | Humphrey | Murphy | L. E. Smith |
| Allis | Cornwall | Irving | Nelson | Speaker |
| A. H. Andrew | Davis | Jacobs | Nicholson | Starr |
| Balcom | Dayton | Johnson | O'Reilly | Sullard |
| Bemus | Decker | Jones | Place | Sumner |
| Bentley | Farley | Keady | Pond | Tarbox |
| Bergen | Flach | Kiernan | Purdy | Topliff |
| Bigelow | J. L. Flagg | Kinney | Quinn | Torrey |
| Bristol | Frear | Lawrence | Raber | Tower |
| Brush | Furman | Little | Ranney | Trainer |
| Buel | Gleason | Loughran | Ray | Van Valkenburgh |
| D. Burns | Guigon | Mann | S. Richardson | Wells |
| Cameron | Halsey | Matthewson | Rider | Williams |
| Campbell | Hartman | McKiever | Riley | A. I. Wood |
| Chapman | Hasbrouck | Miller | Skeels | F. H. Woods |
| G. Clark | Hubbard | Moran | Skillman | Younglove |
| W. S. Clark | | | | |

By unanimous consent, and on motion of Mr. Cameron, said bill was amended as follows:

Amend section 2, by adding after the word "county," the following: "or to give validity to such consents, unless the same are obtained in pursuance of, and are valid by the act hereby amended."

Section 3 to read as follows:

"§ 3. The supervisor of the town of Stockton, in the county of Chautauqua, shall not be required to issue the bonds authorized by a majority of the taxable inhabitants of said town, in accordance with the provisions of chapter 672 of the Laws of 1867, until the iron shall be laid on said road, from the village of Dunkirk, New York, to the State line of Pennsylvania."

Section 4 to read as follows:

"§ 4. The supervisor of the town of Carroll, in said county of Chautauqua, shall not be required to issue said bonds until the said railroad is graded through said town of Carroll."

Change section 3 to section 5.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | Chapman | Humphrey | Murphy | Skillman |
| Allis | G. Clark | Irving | Nelson | L. E. Smith |
| A. H. Andrew | W. S. Clark | Jacobs | Nicholson | Speaker |
| W. S. Andrews | Cook | Johnson | Place | Starr |
| Balcom | Cornwall | Jones | Pond | Sullard |
| Bemis | Davis | Keady | Prince | Summer |
| Bentley | Dayton | Kiernan | Purdy | Topliff |
| Bergen | Decker | Kinney | Quinn | Torrey |
| Bigelow | Farley | Lawrence | Raber | Tower |
| Bradstreet | Flach | Little | Ranney | Tramer |
| Bristol | Frear | Loughran | Ray | Van Valkenburgh |
| Brush | Gleason | Mann | S. Richardson | Weed |
| Buel | Guigon | Matthewson | Rider | Wells |
| D. Burns | Halsey | Miller | Riley | F. H. Woods |
| Cameron | Hasbrouck | Moran | Skeels | Younglove |
| Campbell | Hubbard | | | |

Those who voted in the negative, were

Hartman McKiever O'Reilly

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. W. S. Clark moved that the House take a recess until 7½ o'clock P. M.

Mr. Younglove moved to amend by inserting "3½" for "7½."

Mr. Speaker put the question whether the House would agree to said motion to amend, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. S. Clark, and it was determined in the affirmative.

Thereupon, at 1 o'clock and 10 minutes, the House took a recess until 7½ o'clock P. M.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met. •

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to incorporate the Exempt Hose Company of the city of Auburn."

"An act to amend an act entitled 'An act to consolidate the several school districts and parts of districts within the corporate limits of the village of Saratoga Springs, and to establish a free union school or schools therein,' passed April 12, 1867."

"An act for the relief of David Kohler, Charles Kohler, John Strech, John Hughson and John Simson."

"An act to authorize the construction of an iron bridge over the Chenango canal, in the village of Hamilton."

"An act to authorize the Canal Commissioners to construct a farm

bridge over the Champlain canal on the farm of George F. Dudley, in the town of Fort Ann, in the county of Washington."

"An act to change the corporate name of the First Congregational Society of Augusta and Gorham, to the First Congregational Church and Society of Rushville."

"An act to incorporate the Commercial Warehouse Company of Albany."

"An act for the relief of Samuel Price."

"An act to fix the time and place of holding the annual town meetings in the town of Grand Island, in the county of Erie."

"An act to confer jurisdiction on the Canal Board to open and adjust the final account for construction work on section three hundred and sixty-four, Erie canal."

"An act to confer jurisdiction on the Canal Board, to adjudicate claim of O. P. Root, on section one hundred and forty-two, Erie canal."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bills entitled as follows:

"An act to amend an act entitled 'An act to incorporate the village of Cambridge,' passed April 16, 1866."

"An act in relation to the county treasurer of Rensselaer county."

"An act to amend the act entitled 'An act to amend the act entitled An act to provide for the establishment of free schools in the village of Newburgh,' passed April 6, 1852, passed March 7, 1865."

The Senate returned the bills entitled as follows:

"An act to amend an act entitled 'An act for the support and relief of the poor, and for the government of the poor department in the county of Erie,' passed April 19, 1867."

"An act in relation to draining certain lands in the town of Fishkill, in the county of Dutchess."

"An act to authorize a tax of three-quarters of a mill per dollar of valuation for construction of new work upon, and extraordinary repairs of the canals of this State."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to authorize the Canal Commissioner to construct a bridge over the Chenango canal, in the village of Greene, Chenango county, and to change the location of the present bridge."

"An act for the relief of Henry Bradley and Thomas McGuire, Jr."

"An act to amend the certificate of incorporation of the New York Ophthalmic Hospital."

"An act to authorize the Canal Commissioners to lease the surplus waters of the Champlain canal, at the Fort Edward lock, in the village of Fort Edward, Washington county."

"An act confirming the acts of the people of the towns of Ellicottville, Machias, and Great Valley, in the county of Cattaraugus, and authorizing the said several towns to subscribe to the capital stock of the Cattaraugus Railway Company."

"An act to authorize the formation of a railroad Company and the construction of railroad for public use, from the Utica and Black River Railroad, by way of Forestport and Port Woodhull, to Bellingertown, and branches."

"An act to authorize the Canal Appraisers to examine the claims of Charles Collins and others, for damages sustained in consequence of the erection of a dam on the Mohawk river."

"An act to authorize the construction of swing bridges over the Chenango canal, in the city of Binghamton, at its intersection with Henry and Hanley streets."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act incorporating the Safe Deposit Company of Binghamton," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Selkreg, said bill was referred to the committee on banks, with power to report complete.

"An act for the relief of Belden Noble and the heirs of Harmon Noble, deceased," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to authorize the corporate authorities of the village of Herkimer to borrow money for the purpose of supplying said village with water to extinguish fires, and other purposes," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

"An act to establish a receiver of taxes in and for the town and village of Greenbush, county of Rensselaer, and to amend the several acts in relation to said town and village," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of villages.

"An act for the relief of the towns of Little Falls, Manheim and Danube, Herkimer county, in relation to the bridge at Fink's basin," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

"An act for the relief of George W. Sauer," which was read the first time, and by unanimous consent was also read the second time.

On motion of Mr. Hartman, the same was substituted for the House bill of the same character, and ordered to a third reading.

"An act in relation to re-opening and maintaining a ditch, situated on the east side of and parallel to the Genesee Valley canal, in the towns of Groveland and West Sparta, in the county of Livingston," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

"An act for the relief of Eli A. Bronson," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

"An act for the relief of John Edwards," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

"An act to facilitate the construction of the West Shore Hudson River railroad," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on claims.

"An act to extend the time for the organization of the Albany Iron Manufacturing Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on trade and manufactures.

"An act supplementary to an act entitled 'An act to incorporate the East Indian Telegraph Company,' passed April 3, 1864," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to define more particularly the powers of the Commissioners of the Land Office," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to provide a manual for the mayor, aldermen and commonalty of the city of New York, and to defray the expense thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to incorporate the Lowville Savings Bank," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on banks.

The Senate returned the bill entitled "An act to incorporate the village of Portchester," with a message informing that they had passed the same, with the following amendments:

Title 5, Section 32, line 22, engrossed bill, after the word "each," insert the word "week."

Title 7, insert as section 14, the following:

§ 14. Nothing in this act contained shall affect in any way the application within said village of any provision of chapter seventy-four of the Laws of eighteen hundred and sixty-six, entitled "An act to create a Metropolitan Sanitary district and board of health therein, for the preservation of life and health, and to prevent the spread of disease," or of the act entitled "An act to establish a Metropolitan Police district, and to provide for the government thereof, passed April fifteenth, eighteen hundred and fifty-seven, or of any act amendatory of, or in addition to either of said acts."

Change number of subsequent sections to correspond.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Jacobs | O'Reilly | Starr |
| A. H. Andrew | Clausen | Johnson | Pitts | Sullard |
| Babcock | Cook | Jones | Place | Sumner |
| Balcom | Cornwall | Keady | Pond | Tarbox |
| Bennet | Daily | Kinney | Prince | Topliff |
| Bentley | Dayton | La Bau | Purdy | Torrey |
| Bergen | Farley | Lawrence | Quinn | Tower |
| Bradstreet | Flach | Lefler | S. Richardson | Trainer |
| Bristol | J. L. Flagg | La Bau | Rider | Weed |
| Buel | Gleason | Loughran | Riley | Wellington |
| D. Burns | Guigou | Lounsbury | Sargent | Wells |
| Button | Halsey | Mann | Selkreg | Williams |
| Cameron | Hartman | Matthewson | Sherman | A. I. Wood |
| Chapman | Hasbrouck | McKiever | Skeels | F. H. Woods |
| Chism | Hubbard | Miller | Skillman | Younglove |
| G. Clark | Humphrey | Nicholson | Speaker | |

For the negative,

Decker

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend the charter of

the village of Palatine Bridge," with a message informing that they had passed the same, with the following amendment:

Section 2, lines 11 and 12, engrossed bill, strike out the words "the freeholders and inhabitants thereof," and insert in lieu thereof the words "said village."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | Campbell | Hasbrouck | Miller | Selkreg |
| Allis | Chapman | Hubbard | Moran | Sherman |
| A. H. Andrew | G. Clark | Humphrey | Murphy | Skeels |
| Babcock | W. S. Clark | Irving | O'Reilly | Skillman |
| Balcom | Cornwall | Jacobs | Pitts | L. E. Smith |
| Bennet | Davis | Johnson | Place | Starr |
| Bentley | Dayton | Jones | Pond | Sullard |
| Bergen | Decker | Kiernan | Prince | Sumner |
| Bigelow | Farley | Kinney | Purdy | Tarbox |
| Bradstreet | J. L. Flagg | La Bau | Quinn | Topliff |
| Bristol | Frear | Lawrence | Raber | Tower |
| Brush | Furman | Little | Ranney | Van Valkenburgh |
| Buel | Gleason | Loughran | Ray | Wells |
| D. Burns | Guigon | Lounsbury | S. Richardson | Williams |
| Button | Halsey | Matthewson | Rider | F. H. Woods |
| Cameron | Hartman | McKiever | Riley | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to provide for the enrollment of the militia, the organization and discipline of the National Guard of the State of New York, and for the public defence,' passed April 23, 1862, designated as the Military Code of the State of New York," with a message informing that they had passed the same, with the following amendments:

Section 2, line 3, engrossed bill, after the word "seven," insert the word "of."

Section 8, line 1, strike out the word "and."

Section 8, lines 10 and 11, strike out the words "shall be kept separate and apart from the current and ordinary finances of the State and are," and insert in lieu thereof the words "or so much thereof as may be necessary is hereby."

Same section, line 13, strike out the words "and for no other purpose," and insert the words "and if there be any remainder it shall be paid in to the general fund."

Insert as section 14 the following:

"§ 14. The staff of the commander-in-chief in lieu of all compensation and allowance now provided by law in time of peace, when upon actual duty under the provisions of this act, either at drills, parades, encampments, lake and sea coast defence duty or otherwise, shall receive such compensation as is provided in this act for officers of the same rank, with their necessary and proper expenses, and those of their department, to be paid by the State, upon the certificate of the commander-in-chief."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the

same, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 4 }
{ NOES 66 }

Those who voted in the affirmative, were

D. Burns W. S. Clark J. L. Flagg Keady

Those who voted in the negative, were

| | | | | |
|------------|----------|-----------|------------|-----------------|
| Allis | G. Clark | Hartman | Loughran | Riley |
| Babcock | Clausen | Hasbrouck | Mann | Selkreg |
| Balcom | Cornwall | Howard | Matthewson | Sherman |
| Bentley | Daily | Hubbard | McKiever | Skeels |
| Bergen | Dayton | Humphrey | Miller | Speaker |
| Bigelow | Decker | Johnson | Moran | Sullard |
| Bradstreet | Eaton | Jones | Murphy | Underwood |
| Bristol | Farley | Kiernan | Nelson | Van Valkenburgh |
| Brush | Flach | Kinney | O'Reilley | Wells |
| Buel | Frear | La Bau | Pitts | Williams |
| Cameron | Furman | Lasher | Pond | A. I. Wood |
| Campbell | Guigon | Lawrence | Purdy | F. H. Woods |
| Chapman | Halsey | Leder | Quinn | Younglove |
| Chism | | | | |

Mr. J. L. Flagg asked and obtained leave to be recorded as voting in the negative, on concurring with said amendments.

Mr. Flach moved that there be appointed, on the part of the House, on said bill, a committee of conference, and that the House request the appointment of a like committee on the part of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker appointed Messrs. Flach, Hartman, Raber, Hasbrouck and Wells as such committee.

Ordered, That the Clerk return said bill to the Senate, with an appropriate message.

The Senate returned the bill entitled "An act for the relief of Chauncey Lane," with a message informing that they had passed the same, with the following amendments:

Insert as sections 1 and 2 the following:

SECTION 1. The Canal Appraisers are hereby authorized to hear and determine the claim of Chauncey Lane for injuries he is alleged to have sustained to his person on the 7th day of August, 1867, by reason of the falling of the State bridge over the canal basin at East Utica, and if the facts proved, or appearing to the satisfaction of said Appraisers, shall in their opinion, make out a case of negligence on the part of the State, which would create a legal liability were the same established in evidence against a corporation or individual in a court of justice, they shall award damages therefor, not exceeding the sum of five thousand dollars. Either party may appeal to the Canal Board as in other cases.

§ 2. The Treasurer shall pay on the warrant of the Auditor of the Canal Department, such sum, if any, as may be awarded in pursuance of the first section of this act, to the claimant, out of any money in the treasury appropriated, or to be appropriated, for the payment of canal damages.

Change number of section "2" to section "3."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Ackert | Chapman | Halsey | Matthewson | Riley |
| Allis | Chism | Hartman | McKiever | Sargent |
| A. H. Andrew | G. Clark | Hasbrouck | Miller | Selkreg |
| Babcock | W. S. Clark | Howard | Murphy | Sherman |
| Balcom | Cook | Hubbard | Nicholson | Skeels |
| Bemus | Cornwall | Humphrey | O'Reilly | Skillman |
| Bennet | Daily | Johnson | Place | Speaker |
| Bentley | Davis | Jones | Pond | Sumner |
| Bergen | Dayton | Keady | Prince | Topliff |
| Bradstreet | Decker | Kiernan | Purdy | Tower |
| Brush | Eaton | Kinney | Quinn | Trainer |
| Buel | Farley | La Bau | Raber | Weed |
| D. Burns | Flach | Lawrence | Ranney | Wells |
| Button | J. L. Flag | Loughran | Ray | Williams |
| Cameron | Furman | Lounsbury | S. Richardson | F. H. Woods |
| Campbell | Guigon | Mann | Rider | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to authorize the construction of an iron bridge over Black River canal, in the village of Port Leyden," in the county of Lewis," with a message informing that they had passed the same, with the following amendment:

In section 3, line 3, engrossed bill, strike out the words "six thousand," and insert the words "thirty-five hundred."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hartman | McKiever | Sherman |
| Allis | W. S. Clark | Hasbrouck | Miller | Skeels |
| A. H. Andrew | Clausen | Hubbard | Moran | Skillman |
| Babcock | Cornwall | Humphrey | Murphy | L. E. Smith |
| Balcom | Davis | Irving | O'Reilly | Starr |
| Bennet | Dayton | Johnson | Pitts | Sullard |
| Bentley | Decker | Jones | Place | Sumner |
| Bergen | Eaton | Keady | Pond | Topliff |
| Bigelow | Farley | Kiernan | Prince | Torrey |
| Bradstreet | Flach | Kinney | Purdy | Tower |
| Brush | J. L. Flag | La Bau | Raber | Van Valkenburgh |
| Buel | Frear | Lawrence | Ray | Weed |
| D. Burns | Furman | Laffer | S. Richardson | Wells |
| Button | Gleason | Lounsbury | Rider | A. I. Wood |
| Cameron | Guigon | Mann | Riley | F. H. Woods |
| Campbell | Halsey | Matthewson | Selkreg | Younglove |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act relating to the claim of Patrick Rogers, for canal damages," with a message informing that they had passed the same, with the following amendment:

Add at the end of section 1, the following: "each party may appeal to the Canal Board as in other cases."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-----------|------------|---------------|-----------------|
| Ackert | Decker | Kiernan | Place | Starr |
| Allis | Eaton | Kinney | Pond | Sullard |
| A. H. Andrew | Farley | La Bau | Prince | Sumner |
| Babcock | Flah | Lasher | Purdy | Tarbox |
| Balcom | Frear | Lefler | Quinn | Topliff |
| Bennet | Guigon | Little | Raber | Torrey |
| Bradstreet | Halsey | Lounsbury | Ray | Tower |
| Brush | Hartman | Mann | Reeve | Trainer |
| Buel | Hasbrouck | Matthewson | S. Richardson | Van Valkenburgh |
| Button | Howard | McKiever | Rider | Weed |
| Chapman | Hubbard | Miller | Riley | Wellington |
| Chism | Humphrey | Moran | Selkreg | Wells |
| G. Clark | Irving | Murphy | Sherman | Williams |
| W. S. Clark | Johnson | Nicholson | Skeels | A. I. Wood |
| Cornwall | Jones | O'Reilley | Skillman | F. H. Woods |
| Davis | Keady | Pitts | Speaker | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act for the relief of Ira Peck and Robert Robinson and Sons," with a message informing that they had passed the same, with the following amendments:

Section 1, line 7, engrossed bill, insert after the words "March, eighteen hundred and sixty-five," the words "November, eighteen hundred and sixty-six, January, eighteen hundred and sixty-seven, and March, eighteen hundred and sixty-eight."

Same section, line 8, after the word "alleged," insert the words "and the fact established shall show a case against the State which would create a legal liability in an action against an individual or corporation."

Same section, lines 9 and 10, strike out the words "sum, as in the opinion of said board shall be just and equitable," and insert in lieu thereof the words "amounts as shall be a just compensation for damages occasioned by the acts of the State or its officers, in letting out the water from such aqueduct."

Add at the end of section 1, the words "either party may appeal to the Canal Board as in other cases."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|-----------|-----------|---------|
| Ackert | Chism | Halsey | Miller | Skeels |
| Babcock | G. Clark | Hartman | Nelson | Speaker |
| Balcom | W. S. Clark | Hasbrouck | Nicholson | Sullard |
| Bennet | Clausen | Humphrey | Pitts | Sumner |

| | | | | |
|------------|-------------|------------|---------------|-----------------|
| Bentley | Cornwall | Irving | Pond | Tarbox |
| Bergen | Daily | Jacobs | Prince | Topliff |
| Bigelow | Dayton | Jones | Purdy | Torrey |
| Bradstreet | Decker | Keady | Quinn | Tower |
| Bristol | Eaton | Kinney | Raber | Trainer |
| Brush | Farley | La Bau | Ranney | Van Valkenb'rgh |
| Buel | J. L. Flagg | Lawrence | Reeve | Weed |
| D. Burns | Frear | Lefler | S. Richardson | Wells |
| Button | Furman | Lounsbury | Rider | Williams |
| Cameron | Galvin | Mann | Riley | A. I. Wood |
| Campbell | Gleason | Matthewson | Selkreg | F. H. Woods |
| Chapman | Guigou | McKiever | Sherman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act for the payment of Peter Voorhees and James L. Voorhees for damages sustained by them in the draining of the Cayuga marshes," with a message informing that they had passed the same, with the following amendments :

Add at the end of section 1 the words "either party may appeal to the Canal Board as in other cases."

Insert as section 3 the following :

"§ 3. This act shall take effect immediately."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Nelson | Skeels |
| A. H. Andrew | W. S. Clark | Irving | Nicholson | Speaker |
| Babcock | Clausen | Jacobs | O'Reilly | Sullard |
| Balcom | Cornwall | Jones | Pitts | Sumner |
| Bennet | Dayton | Keady | Place | Tarbox |
| Bentley | Decker | Kinney | Pond | Topliff |
| Bergen | Farley | La Bau | Prince | Torrey |
| Bigelow | J. L. Flagg | Lawrence | Purdy | Tower |
| Bradstreet | Frear | Lefler | Quinn | Trainer |
| Bristol | Furman | Little | Raber | Van Valkenb'rgh |
| Brush | Galvin | Lounsbury | Ranney | Weed |
| Buel | Gleason | Mann | Ray | Wells |
| D. Burns | Guigou | Matthewson | S. Richardson | Williams |
| Button | Halsey | McKiever | Rider | A. I. Wood |
| Cameron | Hasbrouck | Miller | Riley | F. H. Woods |
| Chapman | Hubbard | Murphy | Sherman | Younglove |
| Chism | | | | |

For the negative,
Selkreg.

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act explanatory of chapter 194 of the Laws of 1867, in relation to a revision of the Constitution," with a message informing that they had passed the same, with the following amendments :

Section 1, line 9, after the word "same," insert the words "or authorized by the said convention."

Add at the end of said section the words "nothing herein contained

shall be held or construed to affirm or ratify any form or mode of submission, to the people, of the Constitution by said convention proposed.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | Cook | Humphrey | Murphy | Selkreg |
| Allis | Cornwall | Irving | Nelson | Sherman |
| A. H. Andrew | Daily | Johnson | Nicholson | Skillman |
| Babcock | Davis | Keady | Pitts | L. E. Smith |
| Balcom | Dayton | Kiernan | Place | Speaker |
| Bentley | Decker | Kinney | Pond | Sullard |
| Bergen | Eaton | La Bau | Prince | Tarbox |
| Bigelow | Farley | Lawrence | Purdy | Topliff |
| Bradstreet | Flach | Leffler | Quinn | Trainer |
| Brush | J. L. Flagg | Little | Raber | Van Valkenburgh |
| Buel | Frear | Loughran | Ranney | Weed |
| D. Burns | Furman | Lounsbury | Ray | Wellington |
| Button | Guilgou | Mann | Reeve | Wells |
| Cameron | Hartman | Matthewson | S. Richardson | Williams |
| Chapman | Hasbrouck | McKlever | Rider | A. I. Wood |
| G. Clark | Howard | Miller | Riley | F. H. Woods |
| W. S. Clark | Hubbard | Moran | Sargent | Younglove |
| Clausen | | | | |

Those who voted in the negative, were

Halsey O'Reilly Skeels

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to regulate, grade and macadamize the Westchester turnpike and Boston Post road, a highway from the village of West Farms to Byram River bridge, in the town of Rye," with a message informing that they had passed the same, with the following amendment:

Amend the title so as to read as follows:

"An act to regulate, grade and macadamize the highway known as the Westchester turnpike and Post road, commencing at a point in said road on the line dividing the towns of West Farms and Morrisania."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|--------|---------|
| Ackert | Chapman | Hasbrouck | Pitts | Speaker |
| A. H. Andrew | G. Clark | Hubbard | Place | Sullard |
| Babcock | W. S. Clark | Humphrey | Pond | Sumner |
| Balcom | Cornwall | Johnson | Prince | Tarbox |
| Bennet | Daily | Jones | Purdy | Topliff |
| Bentley | Dayton | Keady | Quinn | Tower |
| Bergen | Decker | Kinney | Raber | Trainer |

| | | | | |
|------------|-------------|------------|---------------|-----------------|
| Bigelow | Eaton | La Bau | Ray | Van Valkenburgh |
| Bradstreet | Flach | Lawrence | S. Richardson | Weed |
| Bristol | J. L. Flagg | Lefler | Rider | Wells |
| Brush | Frear | Lounsbury | Sargent | Wiley |
| Buel | Furman | Mann | Selkreg | Williams |
| D. Burns | Gleason | Matthewson | Sherman | A. I. Wood |
| Button | Guigou | Nelson | Skeels | F. H. Woods |
| Cameron | Halsey | Nicholson | Skillman | Younglove |
| Campbell | Hartman | O'Reilly | L. E. Smith | |

For the negative,

McKiever

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to consolidate, re-enact and amend the charter of the village of Yonkers, in the county of Westchester, passed April 12, 1855, and the several acts amending the same, and to extend the powers of the corporation," with a message informing that they had passed the same, with the following amendment:

Add at the end of section 15, title 11, the words "nothing in this act contained shall affect in any way the application of chapter 74 of the Laws of 1866, entitled 'An act to create a Metropolitan Sanitary district and board of health therein for the preservation of life and health, and to prevent the spread of disease,' or of the act entitled 'An act to establish a Metropolitan Police district, and to provide for the government thereof, passed April 15, 1857,' or of any act amendatory of or in addition to either of said acts,"

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Hartman | Nicholson | L. E. Smith |
| A. H. Andrew | G. Clark | Howard | O'Reilly | Speaker |
| Babcock | W. S. Clark | Hubbard | Pitts | Starr |
| Balcom | Clausen | Irving | Place | Sullard |
| Bennet | Cornwall | Jacobs | Pond | Sumner |
| Bentley | Daily | Jones | Purdy | Tarbox |
| Bergen | Dayton | Kinney | Quinn | Topliff |
| Bigelow | Decker | La Bau | Raber | Torrey |
| Bradstreet | Eaton | Lawrence | Ranney | Tower |
| Bristol | Farley | Lefler | Ray | Trainer |
| Brush | J. L. Flagg | Loughran | S. Richardson | Weed |
| Buel | Frear | Lounsbury | Rider | Wendover |
| D. Burns | Furman | Mann | Riley | Williams |
| Button | Gleason | Matthewson | Selkreg | A. I. Wood |
| Cameron | Guigou | Moran | Sherman | F. H. Woods |
| Campbell | Halsey | Nelson | Skeels | Younglove |
| Chapman | | | | |

For the negative,

Keady

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to legalize the election of trustees in free union school district No. 1, of the town of Plattsburgh,

and the several acts of the board of education in said district," with a message informing that they had passed the same, with the following amendment:

Add at the end of section 2 the following: "But nothing in this act contained shall be construed to affect any suit now pending."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-----------|------------|---------------|-----------------|
| Ackert | Cornwall | Jacobs | Pitts | Speaker |
| A. H. Andrew | Daily | Jones | Place | Starr |
| Babcock | Davis | Keady | Pond | Sullard |
| Balcom | Dayton | Kiernan | Purdy | Sumner |
| Bennet | Decker | Kinney | Quinn | Tarbox |
| Bentley | Eaton | La Bau | Raber | Topliff |
| Bergen | Farley | Leffler | Ray | Trainer |
| Bradstreet | Frear | Lounsbury | S. Richardson | Van Valkenburgh |
| Bristol | Furman | Mann | Rider | Weed |
| D. Burns | Gleason | Matthewson | Riley | Wellington |
| Button | Guigon | McKlever | Sargent | Wells |
| Campbell | Halsey | Miller | Selkreg | Williams |
| Chapman | Hasbrouck | Moran | Sherman | A. I. Wood |
| G. Clark | Howard | Nelson | Skeels | F. H. Woods |
| W. S. Clark | Hubbard | Nicholson | L. E. Smith | Younglove |
| Cook | Irving | O'Reilly | | |

Those who voted in the negative, were

| | | |
|-------|---------|---------|
| Brush | Cameron | Hartman |
|-------|---------|---------|

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

A message from the Senate was received and read, requesting the concurrence of the Assembly to a resolution, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to His Excellency the Governor requesting him to return to the Assembly the Assembly bill entitled "An act to amend chapter 280, section 78, Laws of 1847, relating to a reporter for the Supreme Court," for correction.

Ordered, That said resolution be laid on the table.

The Senate bill entitled "An act to provide for the consolidation of the Richfield Springs and Herkimer and Cooperstown Telegraph Companies," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|-----------|----------|
| Ackert | Campbell | Hartman | Murphy | Skillman |
| Allis | Chapman | Hasbrouck | Nelson | Speaker |
| A. H. Andrew | G. Clark | Hubbard | Nicholson | Sullard |
| Babcock | W. S. Clark | Humphrey | O'Reilly | Sumner |
| Balcom | Clausen | Johnson | Pitts | Tarbox |

| | | | | |
|------------|-------------|------------|---------------|-----------------|
| Bennet | Cornwall | Jones | Pond | Topliff |
| Bentley | Davis | Keady | Purdy | Torrey |
| Bergen | Dayton | Kinney | Raber | Tower |
| Bigelow | Decker | La Bau | Ray | Van Valkenb'rgh |
| Bradstreet | Farley | Leffer | S. Richardson | Weed |
| Bristol | J. L. Flagg | Loughran | Rider | Wellington |
| Brush | Frear | Lounsbury | Selkreg | Wells |
| Buel | Furman | Mann | Sherman | F. H. Woods |
| Button | Guigou | Matthewson | Skeels | Younglove |
| Cameron | Halsey | | | |

Those who voted in the negative, were

D. Burns McKiever

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bill entitled as follows:

"An act for the suppression of the trade in, and circulation of, obscene literature, illustrations, advertisements and articles of indecent or immoral use, and obscene advertisements of patent medicines."

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the Senate bill entitled "An act to amend chapter 173, Laws of 1867, passed March 28, 1867, entitled 'An act to amend an act to provide for the erection of a town hall in the town of Jamaica, in the county of Queens,'" with a message informing that they non-concur in the amendments of the Assembly thereto.

Mr. Bentley moved that the House recede from its amendments to said bill.

Mr. W. S. Clark moved to lay that motion on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

By unanimous consent, on motion of Mr. Bentley,

Resolved, That the committee of the whole be discharged from further consideration of the bill entitled "An act to amend chapter 932 of the Laws of 1867, relating to the Cherry Valley and Mohawk River Railroad Company," and that the same be ordered to a third reading.

The bill entitled "An act to repeal chapter 776 of the Laws of 1865, passed June 16, 1865, entitled 'An act to except the town of Moriah, in Essex county, from the operation of chapter 626 of the Laws of 1853, and chapter 495 of the Laws of 1855,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|------------|-------------|
| Ackert | Clausen | Humphrey | Matthewson | Riley |
| A. H. Andrew | Cook | Irving | McKiever | Sargent |
| Babcock | Cornwall | Jacobs | Miller | Selkreg |
| Balcom | Daily | Johnson | Murphy | Sherman |
| Bennet | Davis | Jones | Nelson | Skillman |
| Bentley | Decker | Keady | Nicholson | L. E. Smith |
| Bergen | Eaton | Kiernan | O'Reilly | Speaker |
| Bigelow | Farley | Kinney | Place | Sullard |
| Bradstreet | Flach | La Bau | Pond | Tarbox |
| Bristol | J. L. Flagg | Lasher | Purdy | Topliff |

| | | | | |
|-------------|-----------|-----------|---------------|-------------|
| Brush | Furman | Lawrence | Quinn | Tower |
| Buel | Guigon | Lefler | Raber | Trainer |
| D. Burns | Halsey | Little | Ranney | Weed |
| Campbell | Hartman | Loughran | Ray | Williams |
| Chapman | Hasbrouck | Lounsbury | S. Richardson | F. H. Woods |
| G. Clark | Howard | Mann | Rider | Younglove |
| W. S. Clark | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Evangelical Lutheran Synod of the State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Nicholson | Speaker |
| A. H. Andrew | W. S. Clark | Irving | Pitts | Starr |
| Babcock | Cornwall | Jacobs | Place | Sullard |
| Balcom | Davis | Jones | Pond | Tarbox |
| Bennet | Dayton | Keady | Prince | Topliff |
| Bentley | Decker | Kiernan | Purdy | Torrey |
| Bigelow | Eaton | Kinney | Quinn | Tower |
| Bradstreet | Farley | La Bau | Raber | Van Valkenb'rgh |
| Bristol | J. L. Flagg | Lefler | Ray | Weed |
| Brush | Frear | Lounsbury | S. Richardson | Wellington |
| Buel | Furman | Mann | Rider | Wells |
| D. Burns | Gleason | Matthewson | Riley | Williams |
| Button | Halsey | McKiever | Selkreg | A. I. Wood |
| Cameron | Hartman | Miller | Sherman | F. H. Flagg |
| Campbell | Howard | Murphy | Skeels | Younglove |
| Chism | Hubbard | Nelson | L. E. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to regulate the rates of toll on the road and bridge of the Williamsburgh and Bushwick North Road, Turnpike and Bridge Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Jacobs | Place | L. E. Smith |
| Babcock | G. Clark | Jones | Pond | Sullard |
| Balcom | W. S. Clark | Keady | Prince | Sumner |
| Bennet | Clausen | Kinney | Purdy | Tarbox |
| Bentley | Cornwall | La Bau | Raber | Topliff |
| Bradstreet | Davis | Lefler | Ray | Torrey |
| Bristol | Dayton | Lounsbury | S. Richardson | Tower |
| Brush | Decker | Mann | Rider | Trainer |
| Buel | Flach | Matthewson | Riley | Weed |
| D. Burns | Frear | McKiever | Sargent | Wellington |
| P. Burns | Guigon | Miller | Selkreg | Wells |
| Button | Halsey | Murphy | Sherman | A. I. Wood |
| Cameron | Hasbrouck | Nicholson | Skeels | F. H. Woods |
| Campbell | Howard | Pitts | Skillman | Younglove |
| Chapman | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act for the relief of the Central Plankroad Company, situated in the county of Oswego," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | Campbell | Irving | Murphy | Sherman |
| A. H. Andrew | G. Clark | Jacobs | Nicholson | Skillman |
| Babcock | W. S. Clark | Johnson | O'Reilley | L. E. Smith |
| Balcom | Clausen | Keady | Place | Speaker |
| Bennet | Cornwall | Kiernan | Pond | Stannard |
| Bentley | Davis | Kinney | Purdy | Sullard |
| Bergen | Decker | La Bau | Quinn | Sumner |
| Bigelow | Farley | Lasher | Raber | Topliff |
| Bradstreet | Flach | Lawrence | Ranney | Van Valkenburgh |
| Bristol | J. L. Flagg | Leifer | Ray | Weed |
| Brush | Halsey | Little | S. Richardson | Wells |
| Buel | Hasbrouck | Mann | Rider | Williams |
| D. Burns | Howard | Matthewson | Riley | F. H. Woods |
| Button | Hubbard | McKiever | Sargent | Younglove |
| Cameron | Humphrey | Miller | Selkreg | |

For the negative,

Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Lawrence, from the committee on Federal relations, in accordance with the resolution of the House, adopted April 23, 1868, reported the concurrent resolution introduced by Mr. Balcom, in the words following:

Resolved (if the Senate concur), That all bonds of the United States, hereafter issued, should be subject to taxation for State and municipal purposes; that all bonds of the United States not expressly payable in gold, heretofore issued, should be paid in legal tender notes of the United States, as soon as the government has the right to pay such bonds, unless the holders thereof will exchange them at par for new six per cent. bonds, payable in gold twenty or thirty years from date, subject to taxation for State and municipal purposes; that Congress should declare all bonds of the United States, heretofore issued, subject to taxation for State and municipal purposes, as soon as the government has the right to pay them, if the holders thereof shall choose to retain them instead of exchanging them for new six per cent. bonds of the United States, payable in gold twenty or thirty years from date, subject to taxation for State and municipal purposes—the object being to make all bonds of the United States subject to State and municipal taxation, as soon as it can be done consistent with the Constitution of the United States, to the same extent that bonds of the several States, and of counties, towns, cities and villages are now subject to taxation under the Laws of the different States; and our Senators and Representatives in Congress are requested to favor the passage of laws for carrying the foregoing views into effect.

Mr. Allis moved to lay said resolution on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 33 }
{ NOES 49 }

Those who voted in the affirmative, were

| | | | | |
|---------|----------|---------------|-------------|------------|
| Ackert | G. Clark | Lounsbury | Rider | Topliff |
| Allis | Davis | Mann | Sargent | Weed |
| Babcock | Eaton | Place | Selkreg | Wellington |
| Bennet | Farley | Pond | L. E. Smith | Wells |
| Bigelow | Kinney | Ranney | Sullard | A. I. Wood |
| Brush | Lasher | Ray | Tarbox | Younglove |
| Cameron | Little | S. Richardson | | |

Those who voted in the negative, were

| | | | | |
|------------|-------------|-----------|------------|-----------------|
| Balcom | Chism | Hartman | Lawrence | O'Reilly |
| Bentley | W. S. Clark | Hasbrouck | Lefler | Purdy |
| Bergen | Clausen | Hubbard | Loughran | Raber |
| Bradstreet | Cornwall | Humphrey | Matthewson | Sherman |
| Buel | Decker | Irving | McKiever | Skillman |
| Burhans | Flach | Jacobs | Miller | Speaker |
| D. Burns | J. L. Flagg | Jones | Moran | Tower |
| Button | Furman | Keady | Murphy | Van Valkenb'rgh |
| Campbell | Guigon | Kiernan | Nelson | Williams |
| Chapman | Halsey | La Bau | Nicholson | |

When the name of Mr. Younglove was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Mr. Allis moved to commit said resolution to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Debate ensuing,

Mr. Murphy moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 48 }
{ NOES 39 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|-----------|------------|-----------------|
| Balcom | W. S. Clark | Hartman | Lawrence | O'Reilly |
| Bentley | Clausen | Hasbrouck | Lefler | Purdy |
| Bergen | Cornwall | Howard | Loughran | Quinn |
| Bradstreet | Dally | Hubbard | Matthewson | Raber |
| Buel | Decker | Irving | McKiever | Riley |
| D. Burns | Flach | Jacobs | Miller | Speaker |
| Button | J. L. Flagg | Johnson | Moran | Sumner |
| Campbell | Furman | Jones | Murphy | Van Valkenb'rgh |
| Chapman | Guigon | Keady | Nelson | Williams |
| Chism | Halsey | Kiernan | | |

Those who voted in the negative, were

| | | | | |
|--------------|--------|---------------|-------------|------------|
| Allis | Cook | Lounsbury | Sargent | Torrey |
| A. H. Andrew | Davis | Mann | Selkreg | Tower |
| Babcock | Eaton | Nicholson | Sherman | Weed |
| Bennet | Farley | Place | Skillman | Wellington |
| Bigelow | Kinney | Ranney | L. E. Smith | Wells |
| Brush | La Bau | Ray | Sullard | A. I. Wood |
| Cameron | Lasher | S. Richardson | Tarbox | Younglove |
| G. Clark | Little | Rider | Topliff | |

When the names of Messrs. Allis, Brush, Kinney, La Bau, Lasher, Little, Lounsbury, Ranney, Younglove and Nicholson were called, they severally asked to be but were not excused from voting.

When the name of Mr. Pond was called, he asked to be and was excused from voting.

On motion of Mr. Murphy, at 9 o'clock and 50 minutes, the House adjourned.

TUESDAY, APRIL 28, 1868.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Wyckoff.

The minutes of yesterday were read and approved.

By unanimous consent, on motion of Mr. Younglove,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to authorize certain towns and villages in the counties of Onondaga, Madison and Chenango to issue bonds to take stock in the Syracuse and Chenango Valley Railroad Company," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. Younglove,

Resolved, That the committee on insurance companies be authorized to report complete the Senate bill entitled "An act to amend the charter of the Homœopathic Life Insurance Company."

Mr. Younglove offered for the consideration of the House a resolution, in the words following:

Resolved, That the third reading of the bill entitled "An act to authorize the town of Argyle, in the county of Washington, to raise money by tax for the erection of a court house and jail therein for said county," be made a special order for half-past twelve o'clock this day.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

By unanimous consent, on motion of Mr. Root,

Resolved, That the committee on the judiciary, to which the Senate bill entitled "An act for the relief of Belden Noble, and the heirs of Harmon Noble, deceased," has been referred, be instructed to report the same complete at any time.

On motion of Mr. Root,

Resolved, That the bill entitled "An act to amend the charter of the village of Saratoga Springs," be recommitted to the committee of the whole, for consideration.

Mr. Raber offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That this House will adjourn *sine die* on Friday, the 1st of May, at 10 o'clock p. m.

Ordered, That said resolution be laid on the table.

The Senate bill entitled "An act to release the interest of the people of the State of New York in certain real estate in Columbia county to Arthur Owens," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were .

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hartman | Miller | Riley |
| A. H. Andrew | G. Clark | Hasbrouck | Moran | Selkreg |
| Babcock | W. S. Clark | Hubbard | Nelson | Sherman |
| Balcom | Clausen | Humphrey | Nicholson | Skeels |
| Bennet | Cook | Irving | O'Reilley | Skillman |
| Bentley | Cornwall | Jacobs | Parshall | L. E. Smith |
| Bergen | Davis | Jones | Penfield | Speaker |
| Bigelow | Eaton | Keady | Pitts | Starr |
| Bradstreet | Farley | Kiernan | Place | Sullard |
| Bristol | Flach | Lawrence | Pond | Topliff |
| Brush | F. H. Flagge | Lefler | Prince | Tower |
| Buel | Frear | Little | Purdy | Trainer |
| Burhans | Furman | Loughran | Raber | Underwood |
| D. Burns | Galvin | Lounsbury | Ranney | Wellington |
| Button | Gifford | Mallison | Ray | Wells |
| Cameron | Gleason | Mann | A. Richardson | A. I. Wood |
| Campbell | Guigon | Matthewson | S. Richardson | Younglove |
| Chapman | Halsey | McKiever | Rider | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the Working Woman's Protective Union," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Chapman | Guigon | Nicholson | L. E. Smith |
| A. H. Andrew | Chism | Halsey | O'Reilley | Speaker |
| Babcock | G. Clark | Hubbard | Palmer | Sullard |
| Balcom | W. S. Clark | Humphrey | Pitts | Sumner |
| Bennet | Clausen | Irving | Pond | Tarbox |
| Bentley | Cornwall | Jacobs | Quinn | Topliff |
| Bergen | Davis | Jones | Raber | Tower |
| Bigelow | Dayton | Kiernan | Ray | Trainer |
| Bradstreet | Eaton | Lefler | A. Richardson | Underwood |
| Bristol | Farley | Mallison | S. Richardson | Wellington |
| Brush | F. H. Flagge | Mann | Rider | Wells |
| Burhans | Frear | Matthewson | Riley | Williams |
| Button | Gifford | McKiever | Selkreg | A. I. Wood |
| Cameron | Gleason | Miller | Sherman | Younglove |
| Campbell | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to incorporate the New York Real Estate Exchange,' passed May 9, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------------|---------|-----------|--------|-------------|
| A. H. Andrew | Chapman | Halsey | Palmer | Skillman |
| Babcock | Chism | Hasbrouck | Pitts | L. E. Smith |

| | | | | |
|------------|--------------|-----------|---------------|------------|
| Balcom | W. S. Clark | Hubbard | Place | Speaker |
| Bentley | Cornwall | Humphrey | Pond | Stevens |
| Bergen | Daily | Jones | Purdy | Sullard |
| Bigelow | Davis | Kiernan | Raber | Topliff |
| Bradstreet | Dayton | Kinney | Ranney | Tower |
| Bristol | Decker | Lefler | Ray | Trainer |
| Brush | Eaton | Mallison | S. Richardson | Underwood |
| Buel | F. H. Flagge | Mann | Rider | Weed |
| Burhans | Frear | McKiever | Riley | Wellington |
| Button | Furman | Miller | Selkreg | A. I. Wood |
| Cameron | Gifford | Nicholson | Skeals | Younglove |
| Campbell | Guigon | | | |

Those who voted in the negative, were

Irving O'Reilley Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Niagara Falls Suspension Bridge Company,' passed March 31, 1855," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-----------|-----------|---------------|-------------|
| A. H. Andrew | Cornwall | Hubbard | Parshall | L. E. Smith |
| Babcock | Daily | Irving | Penfield | Speaker |
| Balcom | Davis | Jones | Pitta | Stevens |
| Bennet | Dayton | Keady | Pond | Sullard |
| Bentley | Decker | Kiernan | Purdy | Tarbox |
| Bergen | Eaton | Kinney | Raber | Topliff |
| Bigelow | Farley | Loughran | Ranney | Torrey |
| Bradstreet | Flach | Mallison | Ray | Tower |
| Bristol | Frear | Mann | S. Richardson | Trainer |
| Burhans | Furman | McKiever | Rider | Underwood |
| Button | Galvin | Miller | Riley | Weed |
| Cameron | Gifford | Murphy | Sargent | Wellington |
| Chapman | Guigon | Nelson | Selkreg | Williams |
| Chism | Halsey | Nicholson | Sherman | A. I. Wood |
| G. Clark | Hartman | Palmer | Skeals | Younglove |
| W. S. Clark | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the Vesuvius Fireproof Warehousing Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|----------|-------------|
| A. H. Andrew | Chism | Hasbrouck | Penfield | Skillman |
| Babcock | G. Clark | Hubbard | Pitta | L. E. Smith |
| Balcom | W. S. Clark | Humphrey | Place | Speaker |
| Bennet | Cook | Jacobs | Pond | Stevens |
| Bentley | Cornwall | Johnson | Prince | Sullard |
| Bergen | Dayton | Jones | Purdy | Tarbox |

| | | | | |
|------------|-------------|-----------|---------------|-------------|
| Bigelow | Decker | Kiernan | Raber | Tower |
| Bradstreet | Eaton | Kinney | Ranney | Trainer |
| Bristol | Farley | Lefler | Ray | Underwood |
| Brush | Flach | Mallison | S. Richardson | Weed |
| Burhans | J. L. Flagg | Mann | Rider | Wellington |
| D. Burns | Frear | McKiever | Riley | Wells |
| Button | Furman | Murphy | Sargent | A. I. Wood |
| Cameron | Galvin | Nicholson | Selkreg | F. H. Woods |
| Campbell | Guigou | O'Reilley | Sherman | Younglove |
| Chapman | Halsey | Palmer | Skeels | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to amend an act entitled 'An act to organize and establish a recorder's court in the city of Oswego,' passed March 26, 1849, and the acts amendatory thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Allis | Chism | Hartman | O'Reilley | Sherman |
| A. H. Andrew | G. Clark | Hasbrouck | Palmer | Skeels |
| Babcock | W. S. Clark | Humphrey | Pitts | Skillman |
| Balcom | Cornwall | Irving | Place | L. E. Smith |
| Bennet | Daily | Jones | Pond | Speaker |
| Bentley | Davis | Keady | Prince | Stevens |
| Bergen | Dayton | Kiernan | Purdy | Sullard |
| Bigelow | Decker | Kinney | Raber | Tarbox |
| Bradstreet | Eaton | Lounsbury | Ranney | Topliff |
| Bristol | Farley | Mallison | Ray | Torrey |
| Brush | J. L. Flagg | Mann | A. Richardson | Tower |
| Buel | Frear | McKiever | S. Richardson | Trainer |
| D. Burns | Furman | Miller | Rider | Underwood |
| Button | Galvin | Moran | Riley | Wellington |
| Cameron | Gifford | Murphy | Sargent | A. I. Wood |
| Campbell | Guigou | Nicholson | Selkreg | Younglove |
| Chapman | Halsey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Daily,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act in relation to a certain road in the town of Fort Ann, asking State aid to repair the same," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. Mallison,

Resolved, That the Senate bill entitled "An act to authorize the board of supervisors of Kings county to include in the next tax levy the sum of \$50,000, to reimburse the amount borrowed for the support of the poor," be recommitted to the committee on the judiciary, with power to report complete.

By unanimous consent, on motion of Mr. Lasher,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act relating to an old burying ground in the village of Fulton, Oswego county," and that it be ordered to a third reading.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Morrisania Savings Bank,' passed May 1, 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| A. H. Andrew | G. Clark | Hubbard | O'Reilly | Sherman |
| Babcock | W. S. Clark | Humphrey | Palmer | Skeels |
| Balcom | Clausen | Irving | Penfield | Skillman |
| Bennet | Cornwall | Jones | Pitts | L. E. Smith |
| Bentley | Daily | Keady | Place | Stevens |
| Bergen | Dayton | Kiernan | Pond | Sullard |
| Bigelow | Decker | Kinney | Prince | Tarbox |
| Bradstreet | Eaton | Lefler | Quinn | Topliff |
| Bristol | Farley | Mallison | Raber | Torrey |
| Brush | J. L. Flagg | Mann | Ranney | Tower |
| Buel | Frear | McKiever | A. Richardson | Trainer |
| Button | Furman | Miller | S. Richardson | Underwood |
| Cameron | Gifford | Murphy | Rider | Wellington |
| Campbell | Guigou | Nelson | Sargent | A. I. Wood |
| Chapman | Halsey | Nicholson | Selkreg | Younglove |
| Chism | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Dutchess County Mutual Insurance Company,' passed April 12, 1836, and an act to continue and extend the same, passed April 9, 1855," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| A. H. Andrew | Chism | Hartman | O'Reilly | Selkreg |
| Babcock | G. Clark | Hubbard | Palmer | Sherman |
| Balcom | W. S. Clark | Humphrey | Pitts | Skeels |
| Bennet | Clausen | Irving | Place | L. E. Smith |
| Bentley | Cornwall | Jones | Pond | Stevens |
| Bergen | Davis | Keady | Prince | Sullard |
| Bigelow | Dayton | Kiernan | Quinn | Tarbox |
| Bradstreet | Decker | Kinney | Raber | Topliff |
| Bristol | Eaton | Lefler | Ranney | Tower |
| Brush | Farley | Mallison | Ray | Trainer |
| Buel | J. L. Flagg | Mann | A. Richardson | Underwood |
| D. Burns | Frear | Matthewson | S. Richardson | Weed |
| Button | Furman | McKiever | Rider | Wellington |
| Cameron | Gifford | Miller | Riley | A. I. Wood |
| Campbell | Guigou | Moran | Sargent | Younglove |
| Chapman | Halsey | Nicholson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the Cosmos Life Policy Trust Company, of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| A. H. Andrew | G. Clark | Humphrey | Pitts | Skeels |
| Babcock | W. S. Clark | Irving | Place | Skillman |
| Balcom | Cornwall | Keady | Pond | L. E. Smith |
| Bennet | Dayton | Kiernan | Prince | Stevens |
| Bentley | Decker | Kinney | Purdy | Tarbox |
| Bergen | Eaton | Lefler | Quinn | Topliff |
| Bigelow | Farley | Mallison | Raber | Torrey |
| Bradstreet | J. L. Flagg | Mann | Ranney | Tower |
| Bristol | Frear | McKiever | Ray | Trainer |
| Brush | Furman | Miller | A. Richardson | Underwood |
| Button | Gifford | Murphy | S. Richardson | Wellington |
| Cameron | Guigon | Nelson | Rider | Wells |
| Campbell | Halsey | Nicholson | Riley | A. I. Wood |
| Chapman | Hasbrouck | O'Reilly | Selkreg | Younglove |
| Chism | Hubbard | Palmer | Sherman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the return of State and county regimental flags to State and county officers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 3 }

Those who voted in the affirmative were

| | | | | |
|-------------|-------------|------------|---------------|-------------|
| Babcock | Daily | Irving | Palmer | Skillman |
| Balcom | Davis | Jacobs | Parshall | L. E. Smith |
| Bennet | Dayton | Jones | Penfield | Speaker |
| Bentley | Decker | Keady | Pitts | Stevens |
| Bergen | Eaton | Kinney | Pond | Sullard |
| Bigelow | Flach | La Bau | Purdy | Tarbox |
| Bradstreet | J. L. Flagg | Lefler | Raber | Topliff |
| Brush | F. H. Flagg | Lounsbury | Ranney | Tower |
| D. Burns | Frear | Mann | A. Richardson | Trainer |
| P. Burns | Galvin | Matthewson | S. Richardson | Underwood |
| Chapman | Gifford | McKiever | Rider | Wellington |
| Chism | Guigon | Miller | Riley | Wells |
| G. Clark | Halsey | Moran | Sargent | Williams |
| W. S. Clark | Hasbrouck | Murphy | Selkreg | A. I. Wood |
| Clausen | Hubbard | Nicholson | Sherman | F. H. Woods |
| Cook | Humphrey | O'Reilly | Skeels | Younglove |
| Cornwall | | | | |

Those who voted in the negative, were

A. H. Andrew Little Mallison

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the village of Coxsackie,' passed April 5, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| A. H. Andrew | W. S. Clark | Howard | O'Reilly | Skillman |
| Babcock | Clausen | Humphrey | Palmer | L. E. Smith |
| Balcom | Cornwall | Irving | Penfield | Starr |
| Bennet | Davis | Jacobs | Pitts | Stevens |
| Bentley | Dayton | Keady | Place | Sullard |
| Bergen | Decker | Kiernan | Pond | Tarbox |
| Bigelow | Eaton | Kinney | Prince | Topliff |
| Bradstreet | Farley | La Bau | Purdy | Torrey |
| Bristol | J. L. Flagg | Lefler | Raber | Tower |
| Brush | F. H. Flagg | Little | Ranney | Trainer |
| D. Burns | Frear | Lounsbury | A. Richardson | Underwood |
| P. Burns | Furman | Mann | S. Richardson | Wellington |
| Cameron | Gifford | Matthewson | Rider | Wells |
| Campbell | Guigou | McKiever | Riley | Williams |
| Chapman | Halsey | Miller | Selkreg | A. I. Wood |
| Chism | Hartman | Murphy | Sherman | Younglove |
| G. Clark | Hasbrouck | Nicholson | Skeels | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act for the relief of John Van Arsdall, and to enable him to take and file his oath as a justice of the peace, and to confirm his election and acts as such," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Allis | G. Clark | Hubbard | Palmer | L. E. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | Penfield | Speaker |
| Babcock | Clausen | Irving | Pitts | Stevens |
| Balcom | Cook | Jacobs | Pond | Sullard |
| Bennet | Cornwall | Keady | Purdy | Topliff |
| Bentley | Davis | Kiernan | Raber | Torrey |
| Bergen | Dayton | Kinney | Ranney | Tower |
| Bigelow | Decker | La Bau | A. Richardson | Trainer |
| Bradstreet | Eaton | Lefler | S. Richardson | Underwood |
| Bristol | Farley | Little | Rider | Weed |
| Brush | J. L. Flagg | Lounsbury | Riley | Wellington |
| D. Burns | Frear | Mann | Sargent | Wells |
| P. Burns | Furman | Matthewson | Selkreg | Williams |
| Button | Gifford | McKiever | Sherman | A. I. Wood |
| Cameron | Guigou | Miller | Skeels | F. H. Woods |
| Campbell | Halsey | Nicholson | Skillman | Younglove |
| Chism | Hasbrouck | | | |

For the negative,

O'Reilly

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize Marcus N. Preston and

Heman D. Fulton to sell and convey, as trustees, the church property of the First Religious Society of Borodino, in the county of Onondaga," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Allis | G. Clark | Humphrey | Palmer | Skeels |
| A. H. Andrew | W. S. Clark | Irving | Parshall | Skillman |
| Babcock | Clausen | Jacobs | Pitts | L. E. Smith |
| Balcom | Cook | Keady | Place | Stevens |
| Bennet | Cornwall | Kiernan | Pond | Sullard |
| Bentley | Davis | Kinney | Prince | Topliff |
| Bergen | Dayton | La Bau | Purdy | Torrey |
| Bigelow | Decker | Lefler | Raber | Tower |
| Bradstreet | Eaton | Little | Ranney | Trainer |
| Bristol | J. L. Flagg | Lounsbury | A. Richardson | Underwood |
| Brush | Frear | Mallison | S. Richardson | Wellington |
| P. Burns | Gifford | Mann | Rider | Wells |
| Button | Guigou | Matthewson | Riley | Williams |
| Cameron | Halsey | McKiever | Sargent | A. I. Wood |
| Campbell | Hasbrouck | Miller | Selkreg | F. H. Woods |
| Chapman | Hubbard | Nicholson | Sherman | Younglove |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act making appropriations for certain public and charitable institutions," being announced for third reading,

Mr. J. L. Flagg moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, two-thirds of all the members elected to the Assembly not voting in favor thereof.

{ AYES 66 }
{ NOES 35 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|------------|-----------------|
| Ackert | Ohism | Guigou | Matthewson | Sherman |
| W. S. Andrews | W. S. Clark | Halsey | McKiever | Skeels |
| Bennet | Clausen | Hartman | Miller | Skillman |
| Bentley | Davis | Hubbard | Moran | L. E. Smith |
| Bergen | Dayton | Humphrey | Murphy | Speaker |
| Bigelow | Decker | Johnson | Nelson | Stevens |
| Bradstreet | Flach | Jones | O'Reilly | Sumner |
| Bristol | J. L. Flagg | Keady | Pond | Tower |
| Burhans | F. H. Flagg | Kiernan | Prince | Trainer |
| D. Burns | Frear | Kinney | Purdy | Underwood |
| P. Burns | Furman | Lawrence | Quinn | Van Valkenburgh |
| Button | Galvin | Lefler | Raber | A. I. Wood |
| Campbell | Gifford | Mallison | Riley | F. H. Woods |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|----------|----------|---------|
| Allis | Cook | Little | Penfield | Sargent |
| A. H. Andrew | Cornwall | Loughran | Pitts | Selkreg |

| | | | | |
|----------|-----------|-----------|---------------|------------|
| Babcock | Farley | Lounsbury | Place | Tarbox |
| Balcom | Hasbrouck | Mann | Ranney | Topliff |
| Brush | Jacobs | Nicholson | A. Richardson | Wellington |
| Cameron | La Bau | Palmer | S. Richardson | Wells |
| G. Clark | Lasher | Parshall | Rider | Williams |

When the name of Mr. L. E. Smith was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Mr. Jacobs moved to reconsider the vote on the final passage of said bill, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The Senate bill entitled "An act to enable the National Safe Deposit Company, of the city of New York, to complete its organization and commence business," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Hasbrouck | Moran | Rider |
| Allis | Clausen | Hubbard | Murphy | Riley |
| A. H. Andrew | Cook | Humphrey | Nicholson | Selkreg |
| W. S. Andrews | Cornwall | Irving | Palmer | Skillman |
| Babcock | Daily | Kiernan | Parshall | Speaker |
| Balcom | Dayton | La Bau | Penfield | Stevens |
| Bennet | Eaton | Lawrence | Pitts | Sullard |
| Bentley | Farley | Lefler | Place | Topliff |
| Bergen | J. L. Flagg | Lounsbury | Pond | Underwood |
| Bradstreet | F. H. Flagg | Mallison | Prince | Van Valkenburgh |
| Burhans | Frear | Mann | Purdy | Wellington |
| Button | Gifford | Matthewson | Ranney | Wells |
| Cameron | Guilgon | McKiever | A. Richardson | Williams |
| Chism | Halsey | Miller | S. Richardson | F. H. Woods |
| G. Clark | Hartman | | | |

Those who voted in the negative, were

| | | |
|----------|----------|-------|
| D. Burns | O'Reilly | Quinn |
|----------|----------|-------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Frear, from the committee on the affairs of cities, to which was recommitted the Senate bill entitled "An act to regulate the use of certain docks in the city of Albany," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act to incorporate the Women's Aid Association, of the city of Albany," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|----------|--------|-------------|
| Ackert | Chism | Humphrey | Nelson | Skillman |
| Allis | G. Clark | Irving | Palmer | L. E. Smith |

| | | | | |
|---------------|-------------|------------|---------------|----------------|
| A. H. Andrew | W. S. Clark | Jacobs | Parahall | Speaker |
| W. S. Andrews | Clausen | Jones | Penfield | Stevens |
| Babcock | Cornwall | Keady | Pitts | Sullard |
| Balcom | Davis | Kiernan | Place | Tarbox |
| Bennet | Dayton | Kinney | Pond | Topliff |
| Bergen | Decker | La Bau | Raber | Tower |
| Bigelow | Eaton | Lefler | Ranney | Trainer |
| Bradstreet | Farley | Little | A. Richardson | Van Valkenb'rg |
| Brush | Flach | Lounsbury | S. Richardson | Wellington |
| D. Burns | J. L. Flagg | Mallison | Rider | Wells |
| P. Burns | F. H. Flagg | Mann | Riley | Williams |
| Button | Gifford | Matthewson | Selkreg | A. I. Wood |
| Cameron | Guigou | McKiever | Sherman | F. H. Woods |
| Campbell | Halsey | Miller | Skeels | Younglove |
| Chapman | Hasbrouck | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the South Brooklyn Savings Institution,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|---------------|----------------|
| Allis | W. S. Clark | Humphrey | Palmer | Sumner |
| W. S. Andrews | Clausen | Irving | Parshall | Tarbox |
| Balcom | Daily | Jones | Penfield | Topliff |
| Bennet | Davis | Keady | Pond | Torrey |
| Bigelow | Dayton | Kiernan | Prince | Trainer |
| Bradstreet | Eaton | La Bau | S. Richardson | Underwood |
| Brush | Farley | Lasher | Rider | Van Valkenb'rg |
| Burhans | Flach | Lefler | Sargent | Wellington |
| D. Burns | J. L. Flagg | Little | Selkreg | Wells |
| P. Burns | Furman | Loughran | Sherman | Williams |
| Cameron | Galvin | Mann | Skillman | A. I. Wood |
| Campbell | Guigou | McKiever | L. E. Smith | F. H. Woods |
| Chapman | Halsey | Miller | Sullard | Younglove |
| G. Clark | Hubbard | Moran | | |

Those who voted in the negative, were

A. H. Andrew Bergen

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Irving, from the committee on railroads, to which was referred the Senate bill entitled "An act to facilitate the construction of the West Shore Hudson River railroad," reported adversely thereto; which report was agreed to.

The Senate bill entitled "An act to incorporate the White Plains Water Works Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|-----------|-----------|---------|
| Allis | Campbell | Hasbrouck | Nicholson | Sherman |
| A. H. Andrew | Chapman | Humphrey | O'Reilly | Skeels |

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| W. S. Andrews | G. Clark | Irving | Palmer | Skillman |
| Babcock | W. S. Clark | Jacobs | Parshall | L. E. Smith |
| Balcom | Clausen | Jones | Penfield | Stevens |
| Bennet | Cornwall | Keady | Pitts | Sullard |
| Bentley | Dayton | Kiernan | Pond | Tarbox |
| Bergen | Decker | Kinney | Prince | Topliff |
| Bigelow | Eaton | La Bau | Purdy | Tower |
| Bradstreet | J. L. Flagg | Lasher | Raber | Trainer |
| Bristol | Frear | Lefler | Ranney | Underwood |
| Brush | Furman | Mann | A. Richardson | Wellington |
| Burbans | Galvin | Matthewson | S. Richardson | Wells |
| D. Burns | Gifford | McKiever | Rider | Williams |
| P. Burns | Guigou | Miller | Riley | A. I. Wood |
| Button | Halsey | Murphy | Sargent | F. H. Woods |
| Cameron | Hartman | Nelson | Selkreg | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the Binghamton Safe Deposit Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The Senate bill entitled "An act to incorporate the Port Jervis Water Works Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Cameron | Halsey | Miller | Sherman |
| Allis | Campbell | Hartman | Nelson | Skeels |
| A. H. Andrew | Chism | Hasbrouck | O'Relley | Skillman |
| W. S. Andrews | G. Clark | Hubbard | Palmer | L. E. Smith |
| Babcock | W. S. Clark | Humphrey | Penfield | Stevens |
| Balcom | Cornwall | Irving | Pitts | Sullard |
| Bennet | Daily | Jacobs | Place, | Tarbox |
| Bentley | Davis | Jones | Pond | Topliff |
| Bergen | Dayton | Keady | Prince | Tower |
| Bigelow | Decker | Kiernan | Raber | Trainer |
| Bradstreet | Eaton | Kinney | Ranney | Wellington |
| Bristol | Farley | La Bau | Ray | Wendover |
| Brush | J. L. Flagg | Lasher | S. Richardson | Williams |
| Burbans | Frear | Mallison | Rider | A. I. Wood |
| D. Burns | Furman | Mann | Sargent | F. H. Woods |
| P. Burns | Gifford | Matthewson | Selkreg | Younglove |
| Button | Guigou | McKiever | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the Fireproof Warehousing Company," was being read a third time, when, by unanimous consent, on motion of Mr. Kiernan, the same was amended as follows:

Add at the end of section 1 the words "but no such warehouse shall be constructed on the line of Morris street, between Greenwich street and Broadway, in the city of New York."

Said bill was then read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | Clausen | Hubbard | Moran | Sargent |
| A. H. Andrew | Cornwall | Humphrey | Murphy | Selkreg |
| Babcock | Dally | Jacobs | Nicholson | Sherman |
| Balcom | Dayton | Keady | O'Reilley | Skillman |
| Bennet | Decker | Kiernan | Palmer | L. E. Smith |
| Bentley | Eaton | Kinney | Parshall | Stevens |
| Bergen | Flach | La Bau | Place | Sullard |
| Bigelow | J. L. Flagg | Lasher | Prince | Topliff |
| Bradstreet | F. H. Flagge | Lawrence | Quinn | Tower |
| Buel | Furman | Lefler | Raber | Trainer |
| Button | Galvin | Little | Ray | Underwood |
| Cameron | Gifford | Lounsbury | A. Richardson | Wellington |
| Campbell | Guigon | Mallison | S. Richardson | Williams |
| Chapman | Halsey | McKiever | Rider | F. H. Woods |
| G. Clark | Hartman | Miller | Riley | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to release to Nancy Crawford all the estate, right, title and interest of the people of the State of New York of, in and to certain premises and real estate, situate in the village of Clintonville, in the county of Clinton," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Chapman | Hasbrouck | Miller | Keels |
| Allis | Chism | Howard | Murphy | Skillman |
| A. H. Andrew | G. Clark | Hubbard | Nelson | L. E. Smith |
| Babcock | W. S. Clark | Humphrey | Nicholson | Starr |
| Balcom | Clausen | Irving | O'Reilley | Sullard |
| Bennet | Cook | Jacobs | Palmer | Tarbox |
| Bentley | Cornwall | Jones | Place | Topliff |
| Bergen | Davis | Keady | Pond | Torrey |
| Bigelow | Dayton | Kiernan | Prince | Tower |
| Bradstreet | Decker | Kinney | Purdy | Trainer |
| Bristol | Eaton | La Bau | Quinn | Underwood |
| Brush | Flach | Lasher | Raber | Van Valkenburgh |
| Burhans | J. L. Flagg | Lefler | Ray | Wellington |
| D. Burns | F. H. Flagge | Little | S. Richardson | Wells |
| P. Burns | Furman | Mallison | Rider | Williams |
| Button | Gifford | Mann | Riley | A. I. Wood |
| Cameron | Guigon | Matthewson | Sargent | F. H. Woods |
| Campbell | Halsey | McKiever | Selkreg | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the board of supervisors of the counties of Oswego and Onondaga to raise money to complete the payments for the construction of a bridge across the Oneida river, known as Schroepel's bridge," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|----------|-------------|
| Ackert | Campbell | Halsey | McKiever | Sherman |
| Allis | Chapman | Hartman | Miller | Skells |
| A. H. Andrew | G. Clark | Hasbrouck | Murphy | Skillman |
| Babcock | W. S. Clark | Hubbard | Nelson | L. E. Smith |
| Balcom | Clausen | Humphrey | O'Reilly | Stevens |
| Bamler | Cornwall | Irving | Palmer | Sullard |
| Bennet | Dally | Jones | Parshall | Topliff |
| Bentley | Dayton | Keady | Penfield | Tower |
| Bergen | Decker | Kiernan | Place | Trainer |
| Bigelow | Eaton | Kinney | Prince | Underwood |
| Bradstreet | Farley | La Bau | Purdy | Wellington |
| Bristol | J. L. Flagg | Lasher | Raber | Wells |
| Brush | Frear | Lefler | Ranney | Williams |
| D. Burns | Furman | Lounsbury | Rider | A. I. Wood |
| P. Burns | Gifford | Mann | Riley | F. H. Woods |
| Button | Guigon | Matthewson | Selkreg | Younglove |
| Cameron | | | | |

For the negative,

A Richardson

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to legalize the official acts of Martin R. Lefever as trustee of School district No. 7, of the towns of New Bremen and Croghan, Lewis county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | G. Clark | Irving | O'Reilly | Skillman |
| A. H. Andrew | W. S. Clark | Jones | Palmer | L. E. Smith |
| Babcock | Cornwall | Keady | Penfield | Stevens |
| Balcom | Davis | Kiernan | Place | Sullard |
| Bamler | Dayton | Kinney | Pond | Tarbox |
| Bentley | Decker | La Bau | Prince | Topliff |
| Bergen | Eaton | Lasher | Purdy | Tower |
| Bigelow | Farley | Lawrence | Raber | Trainer |
| Bradstreet | J. L. Flagg | Lefler | Ranney | Underwood |
| Bristol | F. H. Flagge | Loughran | Ray | Wellington |
| Brush | Furman | Mallison | A. Richardson | Wells |
| Burhans | Gifford | Mann | Rider | Williams |
| Button | Guigon | Matthewson | Riley | A. I. Wood |
| Cameron | Hasbrouck | McKiever | Sargent | F. H. Woods |
| Chapman | Hubbard | Murphy | Selkreg | Younglove |
| Chism | Humphrey | Nicholson | Sherman | |

For the negative,

D. Burns

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the Northern Hydraulic Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Hubbard | Nicholson | Skillman |
| Allis | G. Clark | Humphrey | O'Reilly | L. E. Smith |
| A. H. Andrew | W. S. Clark | Irving | Palmer | Stevens |
| Babcock | Cornwall | Jones | Place | Tarbox |
| Balcom | Davis | Keady | Pond | Topliff |
| Bennet | Dayton | Kiernan | Prince | Torrey |
| Bentley | Decker | Kinney | Purdy | Tower |
| Bergen | Eaton | La Bau | Quinn | Trainer |
| Bigelow | Farley | Lasher | Raber | Underwood |
| Bristol | J. L. Flagg | Lefler | Ray | Wellington |
| Brush | Frear | Lounsbury | S. Richardson | Wells |
| Burhans | Galvin | Mann | Rider | Wiley |
| P. Burns | Gifford | Matthewson | Riley | Williams |
| Button | Guigou | McKiever | Selkreg | A. I. Wood |
| Cameron | Halsey | Miller | Sherman | F. H. Woods |
| Campbell | Hasbrouck | Nelson | Skells | Younglove |

For the negative,

Hartman

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Cameron,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Dunkirk,' passed April 20, 1867," be recommitted to the committee on the affairs of villages, for further hearing.

The Senate bill entitled "An act to regulate the use of certain docks in the city of Albany," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Allis | Chism | Humphrey | Palmer | Skillman |
| A. H. Andrew | G. Clark | Irving | Parshall | L. E. Smith |
| W. S. Andrews | W. S. Clark | Jacobs | Penfield | Speaker |
| Babcock | Clausen | Keady | Pitts | Stevens |
| Balcom | Cornwall | Kiernan | Place | Sullard |
| Bamler | Davis | Kinney | Pond | Tarbox |
| Bennet | Dayton | La Bau | Prince | Topliff |
| Bentley | Decker | Lawrence | Quinn | Tower |
| Bergen | Farley | Lounsbury | Raber | Trainer |
| Bradstreet | J. L. Flagg | Mallison | Ray | Underwood |
| Bristol | Frear | Mann | S. Richardson | Wellington |
| Brush | Furman | Matthewson | Rider | Wells |
| Burhans | Gifford | McKiever | Riley | Williams |
| D. Burns | Guigou | Miller | Sargent | A. I. Wood |
| Button | Halsey | Murphy | Selkreg | F. H. Woods |
| Cameron | Hasbrouck | Nicholson | Sherman | Younglove |
| Campbell | Hubbard | O'Reilly | Skells | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act for the relief of St. Joseph's Church, in the city of New York, to amend the act incorporating the same, and for other purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Allis | Campbell | Hubbard | O'Reilly | Speaker |
| A. H. Andrew | Chism | Humphrey | Palmer | Sullard |
| W. S. Andrews | G. Clark | Irving | Pitts | Sumner |
| Babcock | W. S. Clark | Jacobs | Place | Tarbox |
| Balcom | Clausen | Jones | Pond | Topliff |
| Bamler | Cornwall | Kiernan | Quinn | Torrey |
| Bennet | Dayton | La Bau | Raber | Tower |
| Bergen | Decker | Lawrence | Ray | Trainer |
| Bigelow | Farley | Leffer | S. Richardson | Underwood |
| Bradstreet | J. L. Flagg | Lounsbury | Rider | Wellington |
| Brush | Frear | Mann | Riley | Wells |
| Burhans | Gifford | Matthewson | Selkreg | Williams |
| D. Burns | Guigou | McKiever | Sherman | A. I. Wood |
| P. Burns | Halsey | Miller | Skeels | F. H. Flagg |
| Button | Hartman | Murphy | Skillman | Younglove |
| Cameron | Hasbrouck | Nicholson | L. E. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to provide for refunding certain taxes illegally collected," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 31 }
{ NOES 55 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|------------|-----------|
| Allis | Dally | Hasbrouck | Matthewson | Selkreg |
| A. H. Andrew | Decker | La Bau | Parshall | Sherman |
| Balcom | Farley | Leffer | Pendfield | Topliff |
| Bigelow | J. L. Flagg | Little | Pitts | Torrey |
| Brush | Furman | Lounsbury | Place | Underwood |
| W. S. Clark | Halsey | Mann | Ranney | Wells |
| Clausen | | | | |

Those who voted in the negative, were

| | | | | |
|------------|-------------|----------|---------------|----------|
| Babcock | Chism | Humphrey | Nelson | Sargent |
| Bamler | G. Clark | Irving | Nicholson | Skillman |
| Bentley | Cornwall | Jacobs | O'Reilly | Speaker |
| Bradstreet | Davis | Jones | Palmer | Stevens |
| Buel | Dayton | Kiernan | Prince | Sumner |
| Burhans | F. H. Flagg | Kinney | Quinn | Tarbox |
| D. Burns | Frear | Lasher | Raber | Tower |
| P. Burns | Galvin | Loughran | Ray | Trainer |
| Cameron | Guigou | Mallison | A. Richardson | Weed |
| Campbell | Hartman | McKiever | Rider | Williams |
| Chapman | Hubbard | Miller | Riley | Woods |

The bill entitled "An act to provide for the more effectual protection of fruit growers against trespassers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 70 }
{ NOES 15 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|------------|---------------|
| Ackert | Clausen | Guigon | Matthewson | A. Richardson |
| A. H. Andrew | Cook | Halsey | Miller | Sargent |
| Babcock | Cornwall | Hasbrouck | Nicholson | Selkreg |
| Balcom | Daily | Humphrey | Palmer | Sherman |
| Bamler | Dayton | Jacobs | Parshall | Skillman |
| Bennet | Decker | Keady | Penfield | L. E. Smith |
| Bentley | Eaton | Kiernan | Pitts | Speaker |
| Bergen | Farley | Kinney | Place | Tarbox |
| Bradstreet | Flach | La Bau | Pond | Torrey |
| Bristol | J. L. Flagg | Lasher | Prince | Trainer |
| Brush | F. H. Flagge | Lawrence | Purdy | Underwood |
| Cameron | Frear | Lefler | Quinn | Wells |
| G. Clark | Furman | Loughran | Raber | Williams |
| W. S. Clark | Galvin | Mallison | Ranney | Younglove |

Those who voted in the negative, were

| | | | | |
|----------|----------|--------|----------|---------|
| Buel | P. Burns | Jones | McKiever | Sullard |
| Burhans | Chapman | Little | Nelson | Topliff |
| D. Burns | Chlism | Mann | Rider | Weed |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to release the interest of the people of the State of New York in certain real estate in Columbia county to Thomas Owens," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | Miller | Sherman |
| Allis | W. S. Clark | Howard | Murphy | Skeels |
| A. H. Andrew | Clausen | Hubbard | Nelson | L. E. Smith |
| Babcock | Cook | Humphrey | O'Reilly | Speaker |
| Balcom | Cornwall | Irving | Palmer | Stevens |
| Bamler | Davis | Jacobs | Penfield | Sullard |
| Bennet | Dayton | Keady | Pitts | Tarbox |
| Bentley | Decker | Kiernan | Pond | Topliff |
| Bergen | Eaton | Kinney | Prince | Tower |
| Bigelow | Farley | La Bau | Purdy | Trainer |
| Bradstreet | J. L. Flagg | Lasher | Raber | Underwood |
| Bristol | F. H. Flagge | Lawrence | Ranney | Weed |
| Brush | Frear | Lefler | Ray | Wellington |
| Buel | Furman | Little | S. Richardson | Wells |
| Burhans | Gifford | Mallison | Rider | Williams |
| D. Burns | Guigon | Mann | Riley | A. I. Wood |
| P. Burns | Halsey | Matthewson | Sargent | F. H. Woods |
| Campbell | Hartman | McKiever | Selkreg | Younglove |

For the negative,

Cameron

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to provide for keeping in repair the highway leading from Sacandaga river to Mount Pleasant,' passed April 12, 1862," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|------------|-------------|
| Ackert | Button | Galvin | Matthewson | Skillman |
| Allis | Cameron | Halsey | Nelson | L. E. Smith |
| A. H. Andrew | Campbell | Hartman | Nicholson | Speaker |
| Babcock | Chapman | Howard | O'Relley | Starr |
| Balcom | G. Clark | Hubbard | Penfield | Stevens |
| Bamler | W. S. Clark | Humphrey | Pond | Sullard |
| Bennet | Clausen | Irving | Prince | Sumner |
| Bentley | Cornwall | Jacobs | Purdy | Tarbox |
| Bergen | Davis | Keady | Raber | Topliff |
| Bigelow | Dayton | Kiernan | Ranney | Tower |
| Bradstreet | Decker | Kinney | Ray | Trainer |
| Bristol | Eaton | La Bau | Riley | Underwood |
| Brush | Farley | Lasher | Sargent | Wellington |
| Buel | J. L. Flagg | Little | Selkreg | Wells |
| Burhans | F. H. Flagge | Mallison | Sherman | Williams |
| P. Burns | Frear | Mann | Skeels | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Brush moved to reconsider the vote by which the report of the committee on railroads on the bill entitled "An act to facilitate the construction of the West Shore Hudson River railroad," was agreed to.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill entitled "An act to authorize the town of Argyle, in the county of Washington, to raise money by tax for the erection of a court house and jail therein for said county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-----------------|
| Allis | W. S. Clark | Hubbard | Parshall | Skillman |
| A. H. Andrew | Clausen | Humphrey | Penfield | L. E. Smith |
| Babcock | Cornwall | Irving | Pitts | Speaker |
| Balcom | Daily | Jacobs | Place | Stevens |
| Bamler | Davis | Johnson | Pond | Sullard |
| Bigelow | Dayton | Jones | Prince | Sumner |
| Bradstreet | Decker | Keady | Purdy | Tarbox |
| Bristol | Eaton | Kiernan | Quinn | Topliff |
| Brush | Farley | Kinney | Raber | Torrey |
| Burhans | Flach | La Bau | Ranney | Tower |
| D. Burns | J. L. Flagg | Lasher | Ray | Trainer |
| P. Burns | F. H. Flagge | Lester | A. Richardson | Underwood |
| Button | Furman | Little | Rider | Van Valkenburgh |

| | | | | |
|----------|------------|------------|---------|------------|
| Cameron | Galvin | Mallison | Riley | Wells |
| Campbell | Guigou | Mann | Sargent | Williams |
| Chapman | Halsey | Matthewson | Selkreg | A. I. Wood |
| G. Clark | Hasbrouck. | Miller | Sherman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Bradstreet, from the committee on canals, to which was referred the Senate bill entitled "An act to provide for the appointment of an additional inspector and measurer of lumber and timber, of boats and their cargoes, at Oswego," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Keady, from the committee on trade and manufactures, to which was recommitted the Senate bill entitled "An act to amend an act entitled 'An act to extend the operation and effect of the act passed February 17, 1848, entitled An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' passed April 23, 1864," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent, on motion of Mr. Dayton, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-----------|------------|---------------|-------------|
| A. H. Andrew | Clausen | Humphrey | O'Reilley | Skeels |
| Babcock | Cook | Irving | Palmer | Skillman |
| Balcom | Cornwall | Jacobs | Parshall | L. E. Smith |
| Bamler | Davis | Jones | Pitts | Speaker |
| Bennet | Dayton | Keady | Place | Stevens |
| Bentley | Decker | Kiernan | Pond | Sullard |
| Bergen | Eaton | Kinney | Prince | Topliff |
| Bradstreet | Farley | Lefler | Quinn | Tower |
| Bristol | Flach | Little | Ranney | Trainer |
| Burhans | Frear | Mallison | Ray | Underwood |
| P. Burns | Gifford | Mann | S. Richardson | Wellington |
| Button | Guigou | Matthewson | Rider | Wells |
| Cameron | Halsey | McKiever | Riley | Williams |
| Campbell | Hartman | Miller | Sargent | A. I. Wood |
| Chism | Hasbrouck | Nelson | Selkreg | F. H. Woods |
| G. Clark | Hubbard | Nicholson | Sherman | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to regulate the fees of commissioners of highways in the county of Suffolk."

"An act to aid in the construction of the Utica and Black River railroad, from Lyons Falls, in the county of Lewis, to the village of Clayton, in the county of Jefferson."

"An act to amend an act for the preservation of the health of animals used for human food."

"An act to release to Benjamin Sanchez the title of the people of the State of New York, acquired by escheat, in and to certain real estate."

"An act to provide for the extension of Bushwick avenue, from the city line of Brooklyn into the town New Lots, in Kings county."

"An act amending chapter 538 of the Laws of 1865, in relation to the New York and Brooklyn Petroleum Floating Storage Company."

"An act in relation to common schools in the city of Lockport."

"An act to authorize towns in the counties of St. Lawrence and Franklin to issue bonds and take stock in any company that shall be legally organized within five years after the passage of this act, for the purpose of building a railroad from Potsdam Junction, St. Lawrence county, northeasterly through or into both of said counties, to some point on the Province line."

"An act in relation to the sale of wines made from grapes grown within the limits of the United States."

"An act to repeal chapter 440 of the Laws of 1864, entitled 'An act to construct a highway from Adirondac to Saranac.'"

"An act to enable the directors of the Mutual Insurance Company of New Scotland, Albany county, to insure on the cash system, and to increase their risks."

"An act to amend an act in relation to the courts of oyer and terminer and the courts of sessions, held in and for the county of Albany, passed April 30, 1865."

"An act to legalize the acts of G. S. Sawins, Samuel Hopper, Joseph Newton, H. W. Seymour and S. H. Kirkland, as trustees of the corporation of the village of Antwerp."

"An act to authorize the town of Shawangunk, Ulster county, to borrow money to rebuild bridges."

"An act to abolish the Banking Department."

"An act to increase the capital stock and amend the articles of association of the Kingston Building Company."

"An act relative to savings banks."

"An act in relation to wharves, piers and bulkheads in the cities of New York and Brooklyn."

"An act to amend an act entitled 'An act to secure the payment of mechanics, laborers and persons furnishing materials towards the erection, altering and repairing of buildings in the city of New York,' passed May 5, 1863."

"An act to amend an act entitled 'An act to open a square, to be known as Lafayette square, in the city of Brooklyn.'"

"An act in relation to the village of Ellicottville, and to amend the charter thereof."

"An act to incorporate the Eastside Association, of the city of New York."

"An act in relation to the sale of the Marine Hospital grounds."

"An act to incorporate the Mayville Driving Park Association."

"An act to amend an act entitled 'An act to provide for the drainage of the low lands in the north part of the town of Amherst, in the county of Erie,' passed April 12, 1867."

"An act to release to Margaret Sweeney certain lands in the Twelfth ward, Brooklyn."

"An act to authorize the trustees of the Methodist Episcopal Church, in the town of Cicero, Onondaga county, to sell and dispose of the parsonage property belonging to the society, and to hold the avails thereof, subject to the order of the regularly constituted financial officer of the church."

"An act to amend an act entitled 'An act to amend an act entitled An act to authorize the incorporation of the Iroquois Agricultural Society, among the Iroquois Indians, in this State,' passed March 12, 1864."

"An act to amend chapter 97 of the Laws of 1865, entitled An act enabling the banks of this State to become associations, for the purpose of banking under the laws of the United States."

"An act to open, extend and improve Fourth street, Brooklyn, E. D."

By unanimous consent, on motion of Mr. Dayton,

Resolved, That the bill entitled "An act to amend the charter of the National Savings Bank of Buffalo," be taken from the committee of the whole and referred to the committee on banks, with power to report at any time.

By unanimous consent, on motion of Mr. O'Reilley, the Senate bill entitled "An act to release to Margaret Sweeney certain lands in the Twelfth ward, Brooklyn," was substituted for the Assembly bill with the same title.

Mr. Humphrey, from the committee on public health, to which was recommitted the Senate bill entitled "An act to prevent burials near the reservoirs and ponds used for the supply of the city of Brooklyn with water," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act to incorporate the Put's Point Trotting Park Association, in the town of Crown Point, Essex county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Jones | Place | Speaker |
| A. H. Andrew | W. S. Clark | Keady | Pond | Stevens |
| Babcock | Clausen | Kiernan | Prince | Sullard |
| Balcom | Cornwall | Kinney | Purdy | Sumner |
| Bamler | Daily | La Bau | Quinn | Tarbox |
| Bennet | Dayton | Lasher | Ranney | Topliff |
| Bentley | Decker | Lefler | Ray | Torrey |
| Bigelow | Eaton | Mallison | S. Richardson | Tower |
| Bradstreet | Flach | Mann | Rider | Trainer |
| Bristol | F. H. Flagge | Matthewson | Riley | Wellington |
| Brush | Frear | McKlever | Sargent | Wells |
| D. Burns | Gifford | Miller | Selkreg | Wiley |
| P. Burns | Guigou | Murphy | Sherman | Williams |
| Button | Halsey | Nelson | Skeels | A. I. Wood |
| Cameron | Hartman | O'Reilley | Skillman | F. H. Woods |
| Campbell | Howard | Palmer | L. E. Smith | Younglove |
| Chism | Irving | Pitts | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to repeal chapter 454 of the Laws of 1863, entitled 'An act in relation to non-resident highway taxes upon certain lands in the counties of Essex and Hamilton,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chism | Humphrey | Palmer | Skillman |
| A. H. Andrew | G. Clark | Irving | Pitts | L. E. Smith |
| W. S. Andrews | W. S. Clark | Jones | Place | Speaker |
| Babcock | Clausen | Keady | Pond | Stevens |
| Balcom | Cornwall | Kiernan | Prince | Sullard |
| Bennet | Davis | Kinney | Purdy | Tarbox |
| Bentley | Dayton | La Bau | Quinn | Topliff |
| Bergen | Decker | Lasher | Raber | Torrey |
| Bigelow | Eaton | Lefler | Ranney | Tower |
| Bradstreet | Farley | Little | Ray | Trainer |
| Bristol | F. H. Flagge | Mallison | S. Richardson | Van Valkenburgh |
| Brush | Frear | Mann | Rider | Wellington |
| Burhans | Furman | Matthewson | Riley | Wells |
| D. Burns | Gifford | Miller | Sargent | Williams |
| P. Burns | Guigou | Moran | Selkreg | A. I. Wood |
| Button | Halsey | Murphy | Sherman | F. H. Woods |
| Cameron | Hasbrouck | Nelson | Skeels | Younglove |
| Campbell | Howard | O'Reilly | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Starr, from the committee on the affairs of villages, to which was referred the Senate bill entitled "An act to authorize the corporate authorities of the village of Herkimer to borrow money for the purpose of supplying said village with water to extinguish fires, and other purposes," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

The bill entitled "An act to amend chapter 817 of the Laws of 1866, entitled 'An act to lay out and construct a road from the River road, in township No. 14, in the town of Johnsbury, to the Carthage road, near the head of Long lake, in the county of Hamilton,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hartman | Murphy | Sherman |
| A. H. Andrew | G. Clark | Howard | Nelson | Skeels |
| Babcock | W. S. Clark | Hubbard | O'Reilly | Skillman |
| Balcom | Clausen | Irving | Palmer | L. E. Smith |
| Bamler | Cook | Johnson | Parshall | Speaker |
| Bennet | Cornwall | Jones | Pitts | Stevens |
| Bentley | Davis | Keady | Place | Sullard |
| Bergen | Dayton | Kiernan | Pond | Tarbox |
| Bigelow | Decker | Kinney | Prince | Topliff |
| Bradstreet | Eaton | La Bau | Purdy | Torrey |
| Bristol | Farley | Lasher | Raber | Tower |
| Brush | J. L. Flagge | Lawrence | Ranney | Trainer |
| D. Burns | Frear | Lefler | Ray | Wellington |
| P. Burns | Furman | Little | S. Richardson | Wells |
| Button | Gifford | Mann | Rider | Williams |
| Cameron | Guigou | Matthewson | Sargent | Younglove |
| Campbell | Halsey | Miller | Selkreg | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the street commissioner of the village of Belmont, in the county of Allegany, to lay out and establish a highway or street in said village," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Humphrey | Nelson | Sherman |
| A. H. Andrew | Clausen | Irving | O'Reilley | Skeels |
| Babcock | Cornwall | Jones | Palmer | L. E. Smith |
| Balcom | Davis | Keady | Pitts | Speaker |
| Bamler | Dayton | Kiernan | Place | Stevens |
| Bennet | Decker | Kinney | Pond | Sumner |
| Bentley | Eaton | La Bau | Prince | Tarbox |
| Bergen | Farley | Lawrence | Purdy | Topliff |
| Bigelow | J. L. Flagg | Lefler | Quinn | Torrey |
| Bradstreet | Frear | Little | Ranney | Tower |
| Bristol | Furman | Mallison | Ray | Trainer |
| Brush | Gifford | Mann | Reeve | Wellington |
| D. Burns | Guigou | Matthewson | S. Richardson | Wells |
| Cameron | Halsey | McKiever | Rider | Williams |
| Campbell | Hartman | Miller | Riley | A. I. Wood |
| Chism | Hasbrouck | Murphy | Selkreg | F. H. Woods |
| G. Clark | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. W. S. Clark moved that the House take a recess until 3½ o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill entitled "An act to legalize the acts of Francis Hamilton as notary public," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hubbard | Murphy | Sherman |
| A. H. Andrew | Chism | Humphrey | Nelson | Skeels |
| Babcock | G. Clark | Irving | O'Reilley | Skillman |
| Balcom | W. S. Clark | Jacobs | Palmer | L. E. Smith |
| Bamler | Clausen | Jones | Parahall | Stevens |
| Bennet | Cornwall | Keady | Pitts | Sullard |
| Bentley | Davis | Kiernan | Place | Tarbox |
| Bergen | Dayton | Kinney | Pond | Topliff |
| Bigelow | Decker | La Bau | Prince | Torrey |
| Bradstreet | J. L. Flagg | Lasher | Purdy | Tower |
| Bristol | F. H. Flagg | Lawrence | Quinn | Trainer |
| Brush | Frear | Mallison | Raber | Weed |
| D. Burns | Gifford | Mann | Ranney | Wellington |
| P. Burns | Guigou | Matthewson | S. Richardson | Williams |
| Button | Halsey | McKiever | Rider | A. I. Wood |
| Cameron | Hasbrouck | Miller | Sargent | F. H. Woods |
| Campbell | Howard | Moran | Selkreg | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the Canal Commissioners to construct embankments and walls on the west bank of the outlet of the De Ruyter reservoir, in the town of Fabius," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Humphrey | Nelson | Sherman |
| Allis | G. Clark | Irving | O'Reilly | Skeels |
| A. H. Andrew | W. S. Clark | Jacobs | Palmer | Skillman |
| Babcock | Clausen | Jones | Parshall | L. E. Smith |
| Balcom | Cornwall | Keady | Pitts | Speaker |
| Bamler | Davis | Kiernan | Place | Stevens |
| Bennet | Dayton | Kinney | Pond | Sullard |
| Bentley | Decker | La Bau | Prince | Tarbox |
| Bergen | Eaton | Lasher | Quinn | Topliff |
| Bradstreet | J. L. Flagg | Lawrence | Raber | Torrey |
| Bristol | F. H. Flagg | Lefler | Ranney | Tower |
| Brush | Frear | Little | Ray | Trainer |
| D. Burns | Furman | Mann | S. Richardson | Underwood |
| P. Burns | Gifford | Matthewson | Rider | Wellington |
| Button | Guigou | McKiever | Riley | Wells |
| Cameron | Halsey | Miller | Sargent | Williams |
| Campbell | Hasbrouck | Murphy | Selkreg | A. I. Wood |
| Chapman | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Bentley,

Resolved, That the Senate bill entitled "An act to authorize the corporate authorities of the village of Herkimer to borrow money for the purpose of supplying said village with water to extinguish fires, and other purposes," now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|---------------|-------------|
| Ackert | Chism | Hubbard | Murphy | Sherman |
| Allis | G. Clark | Humphrey | Nicholson | Skeels |
| A. H. Andrew | W. S. Clark | Irving | Palmer | Skillman |
| Babcock | Cornwall | Jacobs | Parshall | L. E. Smith |
| Balcom | Daily | Jones | Penfield | Speaker |
| Bamler | Davis | Keady | Pitts | Starr |
| Bennet | Dayton | Kiernan | Place | Stevens |
| Bentley | Decker | Kinney | Pond | Tarbox |
| Bergen | Eaton | La Bau | Prince | Topliff |
| Bigelow | Flach | Lasher | Purdy | Torrey |
| Bradstreet | J. L. Flagg | Lawrence | Ranney | Tower |
| Bristol | Frear | Lefler | Ray | Trainer |
| Brush | Gifford | Little | S. Richardson | Weed |

| | | | | |
|----------|-----------|------------|---------|------------|
| D. Burns | Guigon | Mallison | Rider | Wellington |
| Button | Halsey | Mann | Riley | Wells |
| Cameron | Hartman | Matthewson | Sargent | Williams |
| Campbell | Hasbrouck | McKiever | Selkreg | A. I. Wood |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. W. S. Clark moved that the House take a recess until 3½ o'clock P. M.

Mr. Murphy moved to amend by striking out "3½," and inserting in lieu thereof "7½."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Murphy, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. S. Clark, and it was determined in the affirmative.

Thereupon, at 1 o'clock and 10 minutes, the House took a recess until 3½ o'clock P. M.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bills entitled as follows:

"An act to provide for the organization and government of the police force of the city of Albany."

"An act in relation to gas light companies in the city of New York."

"An act to amend an act entitled 'An act to incorporate the village of College Point, Queens county,' passed April 5, 1867."

"An act the more effectually to prevent the liability of accidents to, and for the better information of travelers upon railway passenger cars in the State of New York."

"An act to compel the Sixth Avenue Railroad Company, in the city of New York, to carry passengers upon its route without change of cars, and without delay or detention."

"An act to incorporate the Ellsworth Social Club in the city of Brooklyn,"

"An act to provide for the safety of life on city railroads in the city of New York."

"An act to amend an act entitled 'An act to incorporate the village of New Brighton,' passed April 26, 1866."

"An act to reduce the fare on the Sixth Avenue railroad, in the city of New York."

"An act to enable more fully to develop certain agricultural lands in the county of Albany."

"An act to incorporate the village of Whitestone, Queens county."

"An act to amend the act incorporating the village of Phoenix, in the county of Oswego."

By unanimous consent,

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act in relation to reopening and maintaining a ditch situated on the east side of, and parallel to the Genesee Valley canal, in the towns of Groveland and West Sparta, in the county of Livingston," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act for the relief of the towns of Little Falls, Manheim and Danube, Herkimer county, in relation to the bridge at Fink's basin," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Murphy,

Resolved, That the committee on the affairs of villages be discharged from the further consideration of the bill entitled "An act to amend an act entitled 'An act to provide for the incorporation of villages,' passed December 7, 1847, as far as the same relates to the village of Akron, in the county of Erie," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. C. L. Smith,

Resolved, That the bill entitled "An act to provide for the consolidation of the Greenpoint and Williamsburgh railroad with the Nassau railroad, of Brooklyn," be recommitted to the committee on railroads, with power to report complete at any time.

Mr. Penfield, from the committee on insurance companies, to which was recommitted the Senate bill entitled "An act to amend the charter of the Homœopathic Mutual Life Insurance Company of the city of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

On motion of Mr. Murphy, the privileges of the floor were extended to Hon. Edward Hogan, during his stay in Albany.

The Senate bill entitled "An act to change the name of the Bay State Ferry Company, and otherwise to amend the act incorporating the same, passed June 6, 1865," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 2 }

Those who voted in the affirmative were

| | | | | |
|-------------|------------|------------|---------------|------------|
| Babcock | Davis | Johnson | Nicholson | Riley |
| Balcom | Decker | Keady | O'Reilley | Sargent |
| Bennet | Eaton | Kiernan | Palmer | Selkreg |
| Bigelow | Flach | Kinney | Penfield | Skillman |
| Bradstreet | J. L. Flag | Lasher | Pitts | Speaker |
| Burhans | Furman | Loughran | Place | Sullard |
| D. Burns | Gifford | Mallison | Pond | Trainer |
| Cameron | Guigon | Mann | Purdy | Underwood |
| Campbell | Halsey | Matthewson | Raber | Weed |
| Chapman | Hasbrouck | Miller | Ranney | Wells |
| G. Clark | Hubbard | Moran | Ray | Williams |
| W. S. Clark | Humphrey | Murphy | S. Richardson | A. I. Wood |
| Cornwall | Jacobs | Nelson | Rider | Younglove |
| Daily | | | | |

Those who voted in the negative, were

Galvin Irving

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act amending chapter 538 of the Laws of 1865,

in relation to the New York and Brooklyn Petroleum Floating Storage Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 38 }
{ NOES 30 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|-----------|----------|---------------|
| A. H. Andrew | Button | Decker | Kinney | Ray |
| Babcock | Cameron | Eaton | Lasher | A. Richardson |
| Balcom | Chapman | Furman | Mann | Sargent |
| Bennet | G. Clark | Gifford | Palmer | Skillman |
| Bentley | Cook | Halsey | Penfield | C. L. Smith |
| Bigelow | Cornwall | Hasbrouck | Place | Weed |
| Bristol | Daily | Hubbard | Ranney | Younglove |
| Burhans | Davis | Humphrey | | |

Those who voted in the negative, were

| | | | | |
|-------------|---------|------------|---------------|-----------|
| Brush | Hartman | Mallison | Nicholson | Speaker |
| D. Burns | Irving | Matthewson | O'Reilley | Sullard |
| Campbell | Johnson | McKiever | Pond | Trainer |
| W. S. Clark | Jones | Miller | S. Richardson | Underwood |
| Flach | Keady | Moran | Riley | Wells |
| Galvin | Kiernan | Murphy | Selkreg | Williams |

The Senate bill entitled "An act to amend an act entitled 'An act to amend the act entitled An act to regulate free schools in the city of Auburn,' passed April 10, 1850, passed March 19, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 26 }
{ NOES 39 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|-----------|----------|---------------|
| A. H. Andrew | Cornwall | Hasbrouck | Loughran | Place |
| Bennet | Dayton | Humphrey | Mann | A. Richardson |
| Bigelow | Eaton | Johnson | Miller | S. Richardson |
| Chapman | Farley | Jones | Palmer | Selkreg |
| G. Clark | Halsey | Lasher | Pitts | Stannard |
| Clausen | | | | |

Those who voted in the negative, were

| | | | | |
|-------------|---------|------------|-------------|-----------------|
| Babcock | Furman | Kinney | Penfield | Speaker |
| Bamler | Galvin | Mallison | Purdy | Sullard |
| Bentley | Gifford | Matthewson | Raber | Underwood |
| D. Burns | Hartman | McKiever | Ray | Van Valkenb'rgh |
| Campbell | Hubbard | Moran | Riley | Weed |
| W. S. Clark | Irving | Murphy | Sargent | Wells |
| Flach | Keady | Nelson | Skillman | A. I. Wood |
| J. L. Flagg | Kiernan | O'Reilley | C. L. Smith | |

Mr. Gifford moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

By unanimous consent, on motion of Mr. Pitts,

Resolved, That the Senate bill entitled "An act to authorize the dis-

charge of mortgages to Commissioners of United States Deposit Fund," be ordered to a third reading.

The Senate returned the bill entitled "An act to regulate the manner and payment of town subscriptions to the stock of the Dunkirk, Warren and Pittsburgh Railroad Company," with a message informing that they have concurred in the amendments made thereto by the Assembly.

Ordered, That the Clerk return said bill to the Senate.

Mr. Wellington, from the committee on railroads, to which was referred the Senate bill entitled "An act to authorize certain towns and villages in the counties of Onondaga, Madison and Chenango to issue bonds to take stock in the Syracuse and Chenango Valley Railroad Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act to authorize the trustees of the Methodist Episcopal Church, in the town of Cicero, Onondaga county, to sell and dispose of the parsonage property belonging to the society, and to hold the avails thereof subject to the order of the regularly constituted financial officer of the church," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Moran | Sargent |
| Allis | W. S. Clark | Irving | Nicholson | Skillman |
| A. H. Andrew | Clausen | Jacobs | O'Relley | L. E. Smith |
| Babcock | Cornwall | Jones | Palmer | Sullard |
| Balcom | Davis | Kiernan | Penfield | Topliff |
| Bamler | Dayton | Kinney | Pitts | Tower |
| Bergen | Decker | La Bau | Place | Trainer |
| Bigelow | Eaton | Lasher | Pond | Underwood |
| Bristol | Farley | Lefter | Purdy | Van Valkenburgh |
| Brush | Galvin | Little | Quinn | Weed |
| Burhans | Gifford | Lounsbury | Ranney | Williams |
| Cameron | Guigou | Mallison | Ray | A. I. Wood |
| Campbell | Halsey | Matthewson | Reeve | F. H. Woods |
| Chapman | Hartman | McKiever | A. Richardson | Younglove |
| Chism | Hasbrouck | Miller | Rider | |

Those who voted in the negative, were

J. L. Flagg Hubbard

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend section 1 of chapter 182 of Laws of 1846, in relation to the recording of wills," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 47 }
{ NOES 34 }

Those who voted in the affirmative, were

| | | | | |
|--------|-------------|--------|-------|---------|
| Ackert | W. S. Clark | Kinney | Pitts | Starr |
| Allis | Dayton | La Bau | Place | Sullard |

| | | | | |
|---------------|-----------|------------|---------------|------------|
| A. H. Andrew | Eaton | Little | Purdy | Topliff |
| W. S. Andrews | Farley | Loughran | A. Richardson | Tower |
| Babcock | Gifford | Lounsbury | S. Richardson | Underwood |
| Balcom | Halsey | Mallison | Rider | Weed |
| Bennet | Hasbrouck | Mann | Sargent | Williams |
| Burhans | Hubbard | Matthewson | Selkreg | A. I. Wood |
| Chapman | Jacobs | Palmer | C. L. Smith | Younglove |
| G. Clark | Keady | | | |

Those who voted in the negative, were

| | | | | |
|----------|--------------|----------|----------|-----------------|
| Bentley | Clausen | Hartman | Miller | Skillman |
| Bergen | Cornwall | Humphrey | Moran | Speaker |
| D. Burns | Decker | Irving | O'Reilly | Trainer |
| P. Burns | J. L. Flag | Johnson | Prince | Van Valkenburgh |
| Button | F. H. Flagge | Kiernan | Quinn | Wells |
| Campbell | Furman | Lefler | Raber | F. H. Woods |
| Chism | Guigon | McKiever | Riley | |

Mr. Hartman moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

Mr. Trainer moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Pitts, at 4 o'clock and 45 minutes, the House took a recess until 7½ o'clock.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to amend an act passed May 9, 1867, entitled 'An act making the turnpike and bridges of the Ravenswood, Hallett's Cove and Williamsburgh Turnpike and Bridge Company, free, and providing for the maintenance of the same, and for the rebuilding of the bridge over Newtown creek,' which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

"An act for the laying out, opening and closing of streets, roads and avenues in the town of Morrisania, in the county of Westchester," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

The Senate returned the bills entitled as follows:

"An act to regulate, grade and macadamize the Westchester Turnpike and Boston Post road, a highway from the village of West Farms to Byram River bridge, in the town of Rye."

"An act to authorize the construction of an iron bridge over the Black River canal, in the village of Port Leyden, in the county of Lewis."

"An act for the relief of the Co-operative Iron Founders' Association of West Troy, and to provide for the exemption of shares of capital stock thereof from levy and sale by execution or other legal process."

"An act to authorize the Canal Commissioners to construct a bridge over the Erie canal in the city of Rochester, in the county of Monroe."

"An act for the more effectual protection of emigrants arriving at the port of New York."

"An act to provide for the construction of a bridge over the Champlain canal, in the village of Mechanicsville."

"An act relating to the claim of Patrick Rogers, for canal damages."

"An act for the payment of Peter Voorhees and James L. Voorhees, for damages sustained by them in the draining of the Cayuga marshes."

"An act to amend the charter of the village of Palatine Bridge."

"An act to legalize the election of trustees in free union school district No. 1, of the town of Plattsburgh, and the several acts of the board of education of said district."

"An act to incorporate the village of Portchester."

"An act to consolidate, re-enact and amend the charter of the village of Yonkers, in the county of Westchester, passed April 12, 1855, and the several acts amending the same, and to extend the powers of the corporation."

"An act to amend the several acts relating to the Hudson River Bridge Company at Albany, and authorizing the construction of a bridge across the Hudson river at Albany."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the Senate bill entitled "An act to amend the Metropolitan Police law concerning the Police Life Insurance Fund," with a message informing that they non-concur in the amendments of the Assembly to said bill, and request a committee of conference, and have appointed as such committee, on the part of the Senate, Messrs. Crowley, Hale and Genet.

Mr. Hartman moved the appointment of a committee on the part of the House to confer with the committee of the Senate.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Messrs. Johnson, Keady, Purdy, Campbell and Ranney were appointed such committee.

By unanimous consent, on motion of Mr. L. E. Smith,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act in relation to re-opening and maintaining a ditch situate on the east side of, and parallel to, the Genesee Valley canal, in the towns of Groveland and West Sparta, in the county of Livingston," and that it be ordered to a third reading.

The bill entitled "An act to aid in the construction of the Utica and Black River railroad from Lyons Falls, in the county of Lewis, to the village of Clayton, in the county of Jefferson," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 15 }
{ NOES 54 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------|------------|---------|---------|
| Balcom | Decker | Hubbard | Pond | Starr |
| W. S. Clark | Furman | Jones | Prince | Sullard |
| Cornwall | Guigon | Lounsburry | Sherman | Weed |

Those who voted in the negative, were

| | | | | |
|---------------|-------------|----------|---------------|-----------|
| A. H. Andrew | Chism | Kiernan | Purdy | Speaker |
| W. S. Andrews | G. Clark | Laisher | Quinn | Stannard |
| Babcock | Clausen | Little | Raber | Tarbox |
| Bamler | Eaton | Mallison | Ranney | Topliff |
| Bennet | J. L. Flagg | Mann | A. Richardson | Underwood |

| | | | | |
|----------|--------------|----------|---------------|-------------|
| Bentley | F. H. Flagge | McKiever | S. Richardson | Wellington |
| Bergen | Halsey | Moran | Rider | Wells |
| D. Burns | Hartman | Murphy | Sargent | Williams |
| Cameron | Hasbrouck | Nelson | Selkreg | F. H. Woods |
| Campbell | Humphrey | Palmer | Skillman | Younglove |
| Chapman | Jacobs | Pitts | L. E. Smith | |

Pursuant to a joint resolution of the Senate and Assembly, His Excellency the Governor returned the bill entitled "An act to amend an act entitled 'An act for the better regulation of firemen in the city of Brooklyn,' passed February 17, 1857, and the acts amendatory thereof, passed April 2, 1863," for correction.

Mr. Mallison moved a reconsideration of the vote by which the same was passed.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | Chism | Jacobs | Pitts | L. E. Smith |
| W. S. Andrews | G. Clark | Jones | Place | Speaker |
| Babcock | W. S. Clark | Keady | Pond | Sullard |
| Balcom | Clausen | Kiernan | Prince | Tarbox |
| Bamler | Dayton | Lasher | Purdy | Topliff |
| Bennet | Decker | Leifer | Quinn | Torrey |
| Bentley | Eaton | Little | Raber | Tower |
| Bergen | Flach | Mallison | Ray | Trainer |
| Bigelow | J. L. Flagg | Mann | A. Richardson | Van Valkenburgh |
| Bristol | F. H. Flagge | Matthewson | S. Richardson | Weed |
| Brush | Frear | McKiever | Rider | Wellington |
| Burhans | Gifford | Miller | Sargent | Wells |
| D. Burns | Guigon | Nelson | Selkreg | Williams |
| Button | Halsey | Nicholson | Sherman | A. I. Wood |
| Cameron | Hartman | O'Reilly | Skeels | F. H. Woods |
| Campbell | Hubbard | Penfield | Skillman | Younglove |
| Chapman | Irving | | | |

On motion of Mr. Mallison, said bill was amended as follows:

Strike out all of section 1 to the words "is hereby amended so as to read as follows," and insert in lieu thereof the words "section 3 of chapter 368 of the Laws of 1863, entitled 'An act to amend an act entitled An act for the better regulation of firemen in the city of Brooklyn, passed February 17, 1857, and the act amendatory thereof, passed April 14, 1862.'"

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|-------------|
| Ackert | Chism | Hartman | Moran | Selkreg |
| A. H. Andrew | G. Clark | Hasbrouck | Nelson | Sherman |
| W. S. Andrews | W. S. Clark | Humphrey | Nicholson | Skeels |
| Babcock | Clausen | Irving | Palmer | Skillman |
| Balcom | Cornwall | Jacobs | Pitts | L. E. Smith |
| Bamler | Davis | Johnson | Place | Speaker |

| | | | | |
|----------|--------------|-----------|---------------|-----------------|
| Bennet | Dayton | Jones | Pond | Stevens |
| Bentley | Decker | Keady | Prince | Sullard |
| Bergen | Eaton | Kiernan | Purdy | Sumner |
| Bigelow | Farley | Kinney | Quinn | Tarbox |
| Bristol | J. L. Flag | La Bau | Raber | Topliff |
| Brush | F. H. Flagge | Lefler | Ranney | Torrey |
| Burhans | Frear | Lounsbury | A. Richardson | Trainer |
| D. Burns | Galvin | Mallison | S. Richardson | Underwood |
| P. Burns | Gifford | Mann | Rider | Van Valkenb'rgh |
| Button | Guigou | McKiever | Riley | Weed |
| Cameron | Halsey | Miller | Sargent | Wellington |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, with an appropriate message.

The bill entitled "An act to encourage and aid in the construction of railroads in this State, to provide the means therefor, and to prescribe the manner in which the same shall be expended," was being read a third time, when Mr. W. S. Clark moved to recommit the same to the committee on the judiciary, with instructions to make the following amendment and report forthwith:

Strike out all after the word "mile," in first section, which reads as follows: "The State shall hold a lien, to be secured by a proper bond and mortgage, which bond and mortgage shall stand in behalf of the State as security to cover advances made to such railroad; such lien to mature five years after the completion of any such road as may have been so assisted under the operation of this law."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Pitts moved to recommit said bill to the committee on the judiciary, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill entitled "An act to release to Margaret Sweeny certain lands in the Twelfth ward, Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | G. Clark | Johnson | Penfield | Speaker |
| W. S. Andrews | W. S. Clark | Jones | Pitts | Starr |
| Babcock | Clausen | Keady | Pond | Sullard |
| Balcom | Cornwall | La Bau | Prince | Sumner |
| Bamler | Davis | Lasher | Purdy | Tarbox |
| Bennet | Dayton | Lawrence | Quinn | Topliff |
| Bentley | Decker | Lefler | Raber | Tower |
| Bergen | Eaton | Little | A. Richardson | Trainer |
| Bigelow | J. L. Flag | Lounsbury | S. Richardson | Underwood |
| Bristol | F. H. Flagge | Mallison | Rider | Van Valkenb'rgh |
| Brush | Galvin | Mann | Sargent | Weed |
| Burhans | Guigou | Matthewson | Selkreg | Wellington |
| D. Burns | Halsey | McKiever | Sherman | Wells |
| P. Burns | Hartman | Miller | Skeels | Williams |
| Button | Hasbrouck | Murphy | Skillman | A. I. Wood |
| Cameron | Hubbard | Nicholson | O. L. Smith | F. H. Woods |
| Campbell | Humphrey | O'Reilly | L. E. Smith | Younglove |
| Chism | Jacobs | Palmer | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

*The Senate bill entitled "An act for the relief of Russell Martin, assignee of William McArthur, contractor on repair section No. 3, of the Genesee Valley canal," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 73 }
{ NOES 7 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|----------------|
| Ackert | Campbell | Halsey | Miller | Selkreg |
| Allis | Chapman | Hartman | Nelson | Sherman |
| A. H. Andrew | Chism | Hasbrouck | Nicholson | Skeels |
| W. S. Andrews | W. S. Clark | Humphrey | O'Reilly | Skillman |
| Balcom | Clausen | Jacobs | Place | C. L. Smith |
| Bamler | Daily | Jones | Pond | Starr |
| Bennet | Davis | Keady | Prince | Sumner |
| Bentley | Dayton | La Bau | Purdy | Topliff |
| Bradstreet | Decker | Lasher | Quinn | Underwood |
| Bristol | Eaton | Lawrence | Raber | Van Valkenb'rg |
| Brush | Flach | Lefler | Ranney | Weed |
| Buel | J. L. Flagge | Mallison | S. Richardson | Williams |
| P. Burns | F. H. Flagge | Mann | Rider | F. H. Woods |
| Button | Galvin | Matthewson | Sargent | Younglove |
| Cameron | Guigou | McKiever | | |

Those who voted in the negative, were

| | | | | |
|----------|---------|---------|--------|------------|
| G. Clark | Johnson | Sullard | Tarbox | A. I. Wood |
| Cornwall | Palmer | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act authorizing the city of Syracuse to loan its credit in aid of the Syracuse and Chenango Valley Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 74 }
{ NOES 20 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|----------------|
| Ackert | Campbell | Hubbard | Nelson | C. L. Smith |
| Allis | Chism | Humphrey | Nicholson | L. E. Smith |
| A. H. Andrew | W. S. Clark | Jacobs | Palmer | Speaker |
| W. S. Andrews | Clausen | Jones | Penfield | Stannard |
| Balcom | Cornwall | Kinney | Place | Sullard |
| Bennet | Daily | La Bau | Pond | Topliff |
| Bentley | Davis | Lasher | Prince | Tower |
| Bigelow | Dayton | Lawrence | Purdy | Underwood |
| Bradstreet | Decker | Lefler | Ranney | Van Valkenb'rg |
| Bristol | Eaton | Little | A. Richardson | Weed |
| Brush | Flach | Lounsbury | S. Richardson | Wells |
| Buel | Furman | Mann | Rider | Williams |
| Burhans | Guigou | Matthewson | Sargent | F. H. Flagge |
| P. Burns | Halsey | Miller | Sherman | Younglove |
| Button | Hasbrouck | Murphy | Skeels | |

Those who voted in the negative, were

| | | | | |
|----------|--------------|---------|----------|----------|
| Bamler | G. Clark | Hartman | McKiever | Selkreg |
| D. Burns | J. L. Flagge | Irving | O'Reilly | Skillman |

Cameron
ChapmanF. H. Flagge
GalvinJohnson
KeadyQuinn
RaberTarbox
Wiley

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to provide for the enrolment of the militia, the organization and discipline of the National Guard of the State of New York, and for the public defence,' passed April 23, 1862, designated as the Military Code of the State of New York," with a message informing that they recede from their amendments thereto.

The bill entitled "An act to repeal chapter 440 of the Laws of 1864, entitled 'An act to construct a highway from Adirondac to Saranac,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a three-fifths quorum not being present and voting thereon.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Daily | La Bau | Penfield | Skeels |
| Allis | Davis | Lasher | Pitts | L. E. Smith |
| A. H. Andrew | Dayton | Lawrence | Place | Speaker |
| Balcom | Decker | Leffer | Pond | Stannard |
| Bennet | Eaton | Little | Purdy | Sullard |
| Bentley | J. L. Flagg | Loughran | Raber | Sumner |
| Bigelow | Guilgon | Mann | Ranney | Topliff |
| Bradstreet | Halsey | Matthewson | Ray | Torrey |
| D. Burns | Hartman | McKiever | A. Richardson | Tower |
| Cameron | Hubbard | Miller | S. Richardson | Underwood |
| Campbell | Humphrey | Murphy | Rider | Weed |
| Chapman | Johnson | Nelson | Sargent | Wells |
| G. Clark | Jacobs | Nicholson | Selkreg | Williams |
| W. S. Clark | Keady | O'Reilley | Sherman | Younglove |
| Clausen | Kinney | Palmer | | |

Mr. D. Burns moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

Mr. Tower, from the committee on banks, to which was recommitted the bill entitled "An act to amend the charter of the National Savings Bank of the city of Buffalo," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent, on motion of Mr. Dayton, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|--------|----------|-------------|
| Ackert | Cornwall | Jacobs | Penfield | L. E. Smith |
| A. H. Andrew | Davis | Jones | Pitts | Speaker |
| W. S. Andrews | Dayton | Keady | Place | Stannard |
| Balcom | Decker | Kinney | Pond | Starr |

| | | | | |
|-------------|-------------|-----------|---------------|----------------|
| Bennet | Eaton | La Bau | Prince | Sullard |
| Bentley | Flach | Lawrence | Purdy | Topliff |
| Buel | J. L. Flagg | Lefler | Quinn | Torrey |
| Burhans | Furman | Little | Raber | Tower |
| D. Burns | Guigon | Lounsbury | A. Richardson | Underwood |
| P. Burns | Halsey | Mann | S. Richardson | Van Valkenb'rg |
| Button | Hartman | McKiever | Rider | Weed |
| Chapman | Hasbrouck | Miller | Sargent | Wells |
| G. Clark | Howard | Murphy | Selkreg | Williams |
| W. S. Clark | Hubbard | Nicholson | Sherman | A. I. Wood |
| Clausen | Humphrey | Palmer | Skeels | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Nicholson, the bill entitled "An act to authorize the levying of a tax on the town of Whitestown, Oneida county, to liquidate the indebtedness of said town for roads and bridges," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|----------------|
| Ackert | Chapman | Humphrey | Nelson | C. L. Smith |
| Allis | Chism | Jacobs | Nicholson | L. E. Smith |
| A. H. Andrew | G. Clark | Johnson | Palmer | Speaker |
| W. S. Andrews | W. S. Clark | Jones | Penfield | Stannard |
| Babcock | Clausen | Keady | Pitts | Sullard |
| Balcom | Cook | Kiernan | Place | Sumner |
| Bamler | Cornwall | Kinney | Pond | Tarbox |
| Bennet | Davis | La Bau | Purdy | Topliff |
| Bentley | Dayton | Lawrence | Quinn | Torrey |
| Bigelow | Decker | Lefler | Raber | Tower |
| Bradstreet | Eaton | Loughran | A. Richardson | Underwood |
| Bristol | Flach | Lounsbury | S. Richardson | Van Valkenb'rg |
| Buel | F. H. Flagg | Mann | Rider | Weed |
| Burhans | Furman | Matthewson | Sargent | Wells |
| P. Burns | Guigon | McKiever | Selkreg | Williams |
| P. Burns | Halsey | Miller | Skillman | Younglove |
| Cameron | Hartman | Murphy | | |

For the negative,

Howard

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the town of Canisteo to raise money for the benefit of Canisteo Academy," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|----------|
| Ackert | Chism | Hubbard | Nicholson | Sherman |
| A. H. Andrew | G. Clark | Humphrey | Palmer | Skeels |
| W. S. Andrews | W. S. Clark | Jacobs | Penfield | Skillman |

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Babcock | Clausen | Jones | Pitts | G. L. Smith |
| Balcom | Cornwall | Keady | Place | L. E. Smith |
| Bamler | Davis | Kinney | Pond | Speaker |
| Bentley | Dayton | La Bau | Prince | Stannard |
| Bigelow | Decker | Lasher | Purdy | Sullard |
| Bradstreet | Eaton | Lawrence | Quinn | Sumner |
| Bristol | Flach | Lefler | Raber | Topliff |
| Brush | J. L. Flagg | Loughran | Ranney | Torrey |
| Buel | F. H. Flagge | Lounsbury | A. Richardson | Van Valkenb'rgh |
| Burhans | Furman | Mann | S. Richardson | Weed |
| P. Burns | Galvin | Matthewson | Rider | Wells |
| Button | Guigou | McKiever | Sargent | Williams |
| Campbell | Halsey | Murphy | Selkreg | Younglove |
| Chapman | Hasbrouck | Nelson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to incorporate the West Farms fire department,' passed April 17, 1858," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Allis | Chapman | Howard | Nelson | Skillman |
| A. H. Andrew | Chism | Hubbard | O'Reilly | C. L. Smith |
| W. S. Andrews | G. Clark | Irving | Palmer | L. E. Smith |
| Babcock | Clausen | Jacobs | Penfield | Speaker |
| Balcom | Cornwall | Jones | Pitts | Stannard |
| Bamler | Davis | Keady | Place | Starr |
| Bennet | Dayton | Kinney | Pond | Sullard |
| Bentley | Decker | La Bau | Purdy | Tarbox |
| Bigelow | Eaton | Lasher | Quinn | Topliff |
| Bradstreet | Flach | Lefler | Raber | Tower |
| Bristol | J. L. Flagg | Little | A. Richardson | Underwood |
| Brush | F. H. Flagge | Lounsbury | S. Richardson | Van Valkenb'rgh |
| Burhans | Furman | Mann | Rider | Wells |
| D. Burns | Guigou | Matthewson | Sargent | Wiley |
| Button | Halsey | McKiever | Selkreg | F. H. Woods |
| Cameron | Hartman | Miller | Sherman | Younglove |
| Campbell | Hasbrouck | Murphy | Skeels | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to provide for the drainage of the low lands in the north part of the town of Amherst, in the county of Erie,' passed April 12, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|-------------|
| Ackert | Campbell | Hasbrouck | Miller | Selkreg |
| Allis | Chapman | Howard | Murphy | Skeels |
| A. H. Andrew | G. Clark | Hubbard | Nicholson | Skillman |
| W. S. Andrews | W. S. Clark | Humphrey | O'Reilly | C. L. Smith |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Babcock | Clausen | Jacobs | Palmer | L. E. Smith |
| Balcom | Cornwall | Jones | Penfield | Starr |
| Bamler | Daily | Keady | Pitts | Sullard |
| Bennet | Dayton | Kinney | Place | Tarbox |
| Bigelow | Decker | La Bau | Pond | Topliff |
| Bradstreet | Eaton | Lasher | Prince | Torrey |
| Bristol | Flach | Lawrence | Purdy | Tower |
| Brush | J. L. Flag | Lefler | Raber | Underwood |
| Buel | F. H. Flagge | Little | Ranney | Weed |
| Burhans | Galvin | Lounsbury | A. Richardson | Wells |
| D. Burns | Guigou | Mann | S. Richardson | Williams |
| P. Burns | Halsey | Matthewson | Rider | F. H. Woods |
| Button | Hartman | McKiever | Sargent | Younglove |
| Cameron | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the promotion of the public health by draining certain swamp lands in the town of Northfield, in the county of Richmond," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Button | Halsey | Murphy | C. L. Smith |
| Allis | Cameron | Hartman | Palmer | L. E. Smith |
| A. H. Andrew | Chapman | Hasbrouck | Penfield | Speaker |
| W. S. Andrews | Chism | Howard | Pitts | Starr |
| Babcock | W. S. Clark | Hubbard | Pond | Sullard |
| Balcom | Clausen | Humphrey | Prince | Tarbox |
| Bennet | Cook | Jones | Purdy | Topliff |
| Bentley | Cornwall | Kinney | Quinn | Torrey |
| Bergen | Davis | La Bau | Raber | Tower |
| Bigelow | Decker | Lawrence | Ranney | Van Valkenburgh |
| Bradstreet | Eaton | Little | A. Richardson | Weed |
| Bristol | Flach | Loughran | S. Richardson | Wellington |
| Buel | J. L. Flag | Mann | Rider | Wells |
| Burhans | F. H. Flagge | Matthewson | Selkreg | Williams |
| D. Burns | Galvin | McKiever | Sherman | A. I. Wood |
| P. Burns | Guigou | Miller | Skeels | F. H. Woods |

For the negative,

G. Clark

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend chapter 97 of the Laws of 1865, entitled 'An act enabling the banks of this State to become associations for the purpose of banking under the laws of the United States,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 64 }
{ NOES 23 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|----------|-----------|----------|
| Ackert | Chapman | Hubbard | Nicholson | Speaker |
| Allis | G. Clark | Humphrey | Palmer | Stannard |

| | | | | |
|---------------|-------------|------------|---------------|------------|
| A. H. Andrew | W. S. Clark | Jacobs | Penfield | Sullard |
| W. S. Andrews | Clausen | Jones | Pitts | Sumner |
| Babcock | Cornwall | Keady | Place | Tarbox |
| Balcom | Davis | Kinney | Pond | Topliff |
| Bamler | Dayton | La Bau | Raber | Torrey |
| Bennet | Decker | Lasher | Ranney | Tower |
| Bradstreet | Eaton | Lawrence | A. Richardson | Underwood |
| Bristol | J. L. Flagg | Lounsbury | S. Richardson | Weed |
| Brush | Halsey | Mann | Rider | Williams |
| Burhans | Hasbrouck | Matthewson | Selkreg | A. I. Wood |
| Cameron | Howard | Nelson | L. E. Smith | |

Those who voted in the negative, were

| | | | | |
|----------|--------------|---------|----------|-------------|
| Bentley | Button | Galvin | Loughran | Purdy |
| Bigelow | Campbell | Guigon | McKiever | Quinn |
| Buel | Chism | Hartman | Murphy | Skillman |
| D. Burns | Flach | Irving | O'Reilly | C. L. Smith |
| P. Burns | F. H. Flagge | Johnson | | |

Mr. Hartman moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The bill entitled "An act to incorporate the Eastside Association, of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 12 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|-----------|------------|-----------------|
| Allis | Chism | Halsey | Lasher | Pond |
| W. S. Andrews | W. S. Clark | Hartman | Lawrence | Purdy |
| Balcom | Clausen | Hasbrouck | Loughran | Raber |
| Bamler | Cook | Howard | Lounsbury | Ranney |
| Bentley | Cornwall | Hubbard | Mann | A. Richardson |
| Bigelow | Daily | Humphrey | Matthewson | Skillman |
| Bradstreet | Dayton | Irving | McKiever | L. E. Smith |
| Bristol | Decker | Jacobs | Miller | Speaker |
| Brush | Eaton | Johnson | Murphy | Tarbox |
| Buel | Flach | Keady | Nelson | Underwood |
| Burhans | J. L. Flagg | Kiernan | Palmer | Van Valkenburgh |
| P. Burns | F. H. Flagge | Kinney | Penfield | Williams |
| Button | Galvin | La Bau | Place | F. H. Woods |
| Campbell | Guigon | | | |

Those who voted in the negative, were

| | | | | |
|----------|---------------|---------|---------|-------|
| D. Burns | O'Reilly | Selkreg | Topliff | Weed |
| G. Clark | Pitts | Sullard | Torrey | Wells |
| Davis | S. Richardson | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Murphy, at 9 o'clock and 25 minutes, the House adjourned.

WEDNESDAY, APRIL 29, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Pohlman.

On motion of Mr. Hartman, the reading of the Journal of yesterday was dispensed with, and the same approved.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the Freewill Baptist General Conference of North America," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to incorporate the Excelsior Temple of Honor, No. 23, of the city of Albany," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to authorize the trustees of the Lowville First Presbyterian Church to sell certain real estate," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. W. S. Clark, from the committee on charitable and religious societies, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to authorize the formation of corporations to secure parsonages and other property, for the use of presiding elders of the Methodist Episcopal Church,' passed April 5, 1867," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Tower, from the committee on banks, to which was referred the Senate bill entitled "An act to incorporate the Lowville Savings Bank," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Tarbox introduced a bill entitled "An act making appropriations for the relief of certain parties residing at Batavia, Genesee county," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on ways and means.

By unanimous consent,

Mr. Bradstreet introduced a bill entitled "An act to authorize the city of Rochester to issue new bonds to retire its present county bonds when due," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Bradstreet, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Howard | McKiever | Root |
| Allis | Clausen | Hubbard | Miller | Selkreg |
| A. H. Andrew | Cook | Humphrey | Murphy | Sherman |
| Babcock | Cornwall | Irving | Nelson | Skeels |
| Balcom | Dayton | Jacobs | Nicholson | C. L. Smith |
| Bamler | Decker | Johnson | O'Reilley | L. E. Smith |
| Bentley | Eaton | Jones | Palmer | Speaker |
| Bergen | Farley | Keady | Parahall | Stevens |
| Bradstreet | Flach | Kiernan | Pond | Sullard |
| Brush | J. L. Flagg | Kinney | Prince | Sumner |
| Buel | Frear | La Bau | Purdy | Topliff |
| Burhans | Furman | Lasher | Raber | Tower |
| D. Burns | Gifford | Little | Ranney | Trainer |
| Cameron | Gleason | Loughran | A. Richardson | Van Valkenburgh |
| Chapman | Guigou | Mann | S. Richardson | Weed |
| Chism | Hartman | Matthewson | Rider | A. I. Wood |
| G. Clark | Hasbrouck | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act in relation to a State ditch in the towns of Mentz and Montezuma, Cayuga county," with a message informing that they had passed the same, with the following amendment:

Amend section 3, by inserting after the word "act," at the end of the second line, the words "shall not exceed the sum of five hundred dollars and."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | McKiever | Root |
| Allis | W. S. Clark | Howard | Miller | Sargent |
| A. H. Andrew | Clausen | Hubbard | Murphy | Selkreg |
| Babcock | Cook | Humphrey | Nelson | Sherman |
| Balcom | Cornwall | Irving | Nicholson | Skeels |
| Bamler | Davis | Johnson | O'Reilley | C. L. Smith |
| Bentley | Decker | Jones | Palmer | L. E. Smith |
| Bergen | Eaton | Keady | Parahall | Starr |
| Bradstreet | Farley | Kiernan | Place | Sullard |
| Brush | Flach | Kinney | Pond | Sumner |
| Buel | J. L. Flagg | La Bau | Prince | Topliff |
| Burhans | F. H. Flagge | Lasher | Purdy | Tower |
| D. Burns | Gifford | Lefler | Raber | Trainer |
| Cameron | Gleason | Little | Ranney | Weed |
| Chapman | Guigou | Loughran | S. Richardson | Wells |
| Chism | Hartman | Mann | Rider | A. I. Wood |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act authorizing the making of indices to the records of naturalization in the clerk's office of Oneida county," with a message informing that they had passed the same, with the following amendments:

Section 1, line 1, strike out the words "it shall be the duty of." Line 2, strike out the words "and he."

Add at the end of section 2 the words "but the whole expense shall not exceed one thousand dollars."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hartman | McKiever | Root |
| Allis | W. S. Clark | Hasbrouck | Miller | Sargent |
| A. H. Andrew | Clausen | Hubbard | Murphy | Selkreg |
| Babcock | Cook | Humphrey | Nelson | Sherman |
| Balcom | Cornwall | Irving | Nicholson | C. L. Smith |
| Bamler | Davis | Johnson | O'Reilly | L. E. Smith |
| Bentley | Decker | Jones | Palmer | Speaker |
| Bergen | Eaton | Keady | Place | Starr |
| Bigelow | Farley | Kiernan | Pond | Sullard |
| Brush | Flach | Kinney | Purdy | Sumner |
| Buel | F. H. Flagge | La Bau | Quinn | Topliff |
| D. Burns | Frear | Lasher | Raber | Tower |
| P. Burns | Gifford | Lefler | Ranney | Trainer |
| Cameron | Gleason | Little | A. Richardson | Weed |
| Campbell | Guigon | Lounsbury | S. Richardson | Wells |
| Chapman | Halsey | Mann | Rider | A. I. Wood |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act in relation to the working of the quarry contract at the State prison at Sing Sing," with a message informing that they had passed the same, with the following amendment:

Section 1, line 4, engrossed bill, add at the end of said line the words "upon obtaining the consent in writing of the contractor, which consent shall be filed in the office of the Comptroller."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|-------------|
| Ackert | Chism | Halsey | McKiever | Rider |
| Allis | G. Clark | Hartman | Miller | Root |
| A. H. Andrew | W. S. Clark | Hasbrouck | Murphy | Selkreg |
| W. S. Andrews | Clausen | Hubbard | Nelson | Sherman |
| Babcock | Cook | Humphrey | Nicholson | Skeels |
| Balcom | Cornwall | Irving | O'Reilly | L. E. Smith |
| Bamler | Davis | Johnson | Palmer | Speaker |
| Bergen | Dayton | Jones | Parshall | Stannard |
| Bigelow | Decker | Kiernan | Pitts | Sullard |
| Bradstreet | Eaton | Kinney | Pond | Sumner |
| Bristol | Farley | La Bau | Purdy | Tarbox |

| | | | | |
|----------|--------------|-----------|---------------|------------|
| Brush | Flach | Lasher | Quinn | Topliff |
| Buel | J. L. Flagg | Lefler | Raber | Trainer |
| D. Burns | F. H. Flagge | Little | Ranney | Wellington |
| P. Burns | Gifford | Lounsbury | A. Richardson | Wells |
| Cameron | Gleason | Mann | S. Richardson | A. I. Wood |
| Chapman | Guigou | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act for the relief of the heirs and representatives of Jeremiah McCarty, deceased," with a message informing that they had passed the same, with the following amendments:

Section 1, lines 14 and 15, engrossed bill, strike out the words "of neglect on the part of the State." Line 15, after the word "liability," insert the words "under said act."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Chapman | Halsey | Mann | Rider |
| Allis | Chism | Hartman | McKiever | Root |
| A. H. Andrew | G. Clark | Hasbrouck | Miller | Selkreg |
| W. S. Andrews | W. S. Clark | Howard | Murphy | Sherman |
| Babcock | Clausen | Hubbard | Nelson | C. L. Smith |
| Balcom | Cook | Humphrey | Nicholson | L. E. Smith |
| Bamler | Cornwall | Irving | O'Reilly | Speaker |
| Bentley | Davis | Johnson | Palmer | Starr |
| Bergen | Dayton | Jones | Parshall | Sullard |
| Bigelow | Decker | Keady | Pitts | Sumner |
| Bradstreet | Eaton | Kiernan | Place | Tarbox |
| Brush | Farley | Kinney | Pond | Topliff |
| Buel | J. L. Flagg | La Bau | Purdy | Tower |
| Burhans | F. H. Flagge | Lasher | Raber | Van Valkenburgh |
| D. Burns | Gifford | Lefler | Ranney | Wells |
| P. Burns | Gleason | Little | A. Richardson | A. I. Wood |
| Cameron | Guigou | Lounsbury | S. Richardson | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act for the relief of Frederick C. Thurber," with a message informing that they had passed the same, with the following amendment:

Section 1, line 7, engrossed bill, strike out from and including the word "said," at the end of line 7, down to and including the word "alleged" in line 9, and insert in lieu thereof the following:

"The facts proved, or appearing to the satisfaction of said appraisers, shall in their opinion make out a case of negligence on the part of the State which would create a legal liability were the same established in evidence against a corporation or individual in a court of justice."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Chapman | Guigon | Mana | Rider |
| Allis | Chism | Halsey | McKiever | Root |
| A. H. Andrew | G. Clark | Hartman | Miller | Selkreg |
| W. S. Andrews | W. S. Clark | Hasbrouck | Moran | Sherman |
| Babcock | Clausen | Howard | Murphy | C. L. Smith |
| Balcom | Cook | Hubbard | Nelson | L. E. Smith |
| Bamler | Cornwall | Humphrey | Nicholson | Stannard |
| Bentley | Davis | Irving | O'Reilly | Starr |
| Bergen | Dayton | Jones | Palmer | Sullard |
| Bigelow | Decker | Keady | Parshall | Sumner |
| Bradstreet | Eaton | Kiernan | Penfield | Tarbox |
| Brush | Farley | Kinney | Pond | Topliff |
| Buel | Flach | La Bau | Purdy | Tower |
| Burhans | J. L. Flagg | Lasher | Raber | Underwood |
| D. Burns | Furman | Lefler | Ranney | Wells |
| P. Burns | Gifford | Little | A. Richardson | Williams |
| Cameron | Gleason | Lounsbury | S. Richardson | A. I. Wood |
| Campbell | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend chapter 554 of the Laws of 1865, entitled 'An act to establish a Capital Police district, and to provide for the government thereof,'" with a message informing that they had passed the same, with the following amendment:

Insert as section 1 the following:

"SECTION 1. Section 11 of the act entitled 'An act to establish a Capital Police district, and to provide for the government thereof, passed April 22, 1865,' is hereby amended so as to read as follows: The quota of patrolmen for the city of Albany, and whose services are to be paid for by the contributions of said city to the Capital Police fund, shall not exceed sixty-six, unless the common council of said city shall by resolution determine a specified additional number to be necessary. The quota of patrolmen for the city of Troy, and whose services are to be paid for by the contributions of said city to the Capital Police fund, shall not exceed sixty, unless the common council of said city shall by resolution determine a specified additional number to be necessary. The quota of patrolmen for the village of West Troy shall not exceed nine, and the quota of patrolmen for the village of Cohoes shall not exceed six, whose services are to be paid for by the contributions of said villages respectively to the Capital Police fund, unless the boards of trustees of said villages shall respectively, by resolution, determine a specified additional number to be necessary. The quota of patrolmen for the village of Lansingburgh not exceeding six, and for the village of Green Island not exceeding three, whose services are to be paid for by the contributions of said villages respectively to the Capital Police fund, unless the board of trustees of such villages shall respectively, by resolution, determine a specified additional number to be necessary; and the quota of North Greenbush shall not exceed two. The quota of patrolmen for the village of Greenbush, and whose services are to be paid for by the contributions of said village to the Capital Police fund, shall not exceed two, unless the board of trustees of said village shall, by resolution, determine a specified additional number to be necessary. The quota of patrolmen for the town of Watervliet, without the limits of the said incorporated villages therein, shall not exceed six, to be paid by the

contributions of said town, exclusive of said incorporated villages therein."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-----------------|
| Allis | G. Clark | Hartman | Miller | Root |
| A. H. Andrew | W. S. Clark | Hasbrouck | Murphy | Selkreg |
| W. S. Andrews | Clausen | Hubbard | Nelson | Sherman |
| Babcock | Cook | Humphrey | Nicholson | Skeels |
| Balcom | Cornwall | Irving | O'Reilly | L. E. Smith |
| Bentley | Davis | Jones | Palmer | Speaker |
| Bergen | Dayton | Keady | Parshall | Stannard |
| Bigelow | Decker | Kiernan | Penfield | Sullard |
| Bradstreet | Eaton | Kinney | Pitts | Sumner |
| Brush | Flach | La Bau | Pond | Tarbox |
| Buel | J. L. Flagg | Lasher | Purdy | Topliff |
| Burhans | Frear | Lefler | Raber | Tower |
| D. Burns | Gifford | Little | Ranney | Trainer |
| P. Burns | Gleason | Lounsbury | A. Richardson | Van Valkenburgh |
| Campbell | Guigou | Mann | S. Richardson | Wells |
| Chapman | Halsey | McKiever | Rider | A. I. Wood |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act making appropriations for the support of government," with a message informing that they had passed the same, with the following amendments (reference in all cases to engrossed bill):

Page 1, strike out line 21, and the words "and sixty-six," in line 22. Insert after the word "thousand," in line 22, the words "five hundred."

Page 2, line 7, insert after the word "thousand," the words "five hundred."

Page 3, line 11, after the words "New York," strike out the word "five," and insert in lieu thereof the word "seven." Same line, insert after the word "hundred," the words "and fifty."

Page 5, add at the end of line 3 the following: "But no payment shall be made by the Comptroller upon such salary till an amount equal to such payment shall be received by him from the gas companies, or some of them." Same page, line 15, insert after the word "hundred," the words "and fifty." Same page, strike out from and after the word "salary," in line 19, down to and including the word "six," in line 20.

Page 6, line 3, after the word "dollars," insert the following: "For the special increase and preservation of the zoological collection, one thousand dollars." Same page, line 5, strike out the word "one," and insert in lieu thereof the word "two." Same page, line 18, strike out the word "two," and insert the word "four," and also strike out the words "five hundred." Line 19, strike out the word "five," and insert in lieu thereof the word "seven." Line 20, strike out the words "five hundred," and insert in lieu thereof the words "one thousand." Strike out lines 25, 26, 27 and 28, and insert in lieu thereof the following: "For the hall for the State Cabinet of Natural History, and the Agricultural Museum, for repairs, cleansing, labor, gas, fuel, compensation

of keeper, and other necessary expenses, all bills and charges to be audited and paid only on the joint certificate of the Secretary of the Board of Regents of the University and the Comptroller, two thousand two hundred dollars." Also insert the following:

"THE NEW CAPITOL.

"For the new capitol, two hundred and fifty thousand dollars. Hamilton Harris, John V. L. Pruyn, Obadiah B. Latham, James S. Thayer, Alonzo B. Cornell, William A. Rice and James Terwilliger are hereby appointed commissioners for the purpose of erecting the new capitol, in place of the present board. They shall proceed to take additional land, comprising Hawk street, and one-half of the block of land adjoining such street on the west thereof, between Washington avenue and State street, in the name of the State, and lay out a street running through from Washington avenue to State street, of such width as they may deem proper, on the west end of the land so taken, which land is hereby appropriated for the purposes of such new capitol and street, and declared to be taken for public use. In case the said commissioners are unable to agree with the owners of any such lands and real estate, for the purchase thereof, they shall cause the same to be taken in the same manner, and by the like special proceedings, as are authorized and provided for obtaining title to real estate required for the purposes of a railroad corporation, under the act entitled 'An act to authorize the formation of railroad corporations, and to regulate the same, passed April 2, 1850,' and any acts amendatory thereof or in addition thereto, and such modifications may be made in the formal parts of the proceedings, in order to make them applicable to the purpose, as shall be approved by the Supreme Court. The said commissioners shall review the plans which have been adopted for the new capitol, and may change and modify the same, or adopt others in their place, as they may deem advisable and proper; provided, however, that they shall not proceed to the construction of the said new capitol unless they shall be satisfied that the expense thereof shall not exceed, when completed, the sum of four millions of dollars. The buildings known as Congress Hall buildings, and the present capitol and State Library buildings, shall not be removed or disturbed until further directions by the Legislature."

Same page, line 33, after the word "hundred," insert the words "and five."

Page 7, line 2, strike out the word "two," and insert in lieu thereof the word "five;" strike out the words "and fifty." Line 7, strike out the word "six," and insert the word "twelve." Strike out lines, 12, 13 and 14, and insert in lieu thereof the following: "For books to be purchased for the use of the convicts at the State prisons, under the directions of the respective chaplains, as follows, viz: At Sing Sing, four hundred dollars; at Auburn, three hundred dollars, and at Clinton three hundred and fifty dollars." Line 32, strike out the word "fifteen," and insert the word "sixteen." Line 39, strike out the word "five," and insert the word "six."

Page 8, line 1, strike out the word "thirty-five," and insert the word "forty." Line 2, after the word "thirty," insert the word "five." Line 16, after the word "forty," insert the word "five." Line 25, strike out the word "two," and insert the word "one." Line 37, strike out the word "ten," and insert the word "twenty."

Page 9, line 31, strike out the word "fifty," and insert the word "thirty." Line 33, strike out the word "one," and insert the word "two." Same line, strike out the words "five hundred." Add at the

end of line 36 the following: "For the Commissioners of Pilots for payment of the expenses necessarily incurred by them in executing the several laws relating to the harbor of New York, four thousand five hundred dollars."

Page 10, line 42, strike out the word "seven," and insert the word "four."

Page 11, add after line 22 the following:

"For the State Normal School, for its maintenance, eighteen thousand dollars."

"For the Normal and Training School at Oswego, for its maintenance, sixteen thousand dollars."

Page 12, strike out lines 18, 19 and 20, and insert in lieu thereof the following:

"For teachers of common schools, for their instruction in those academies which the Regents of the University shall designate for that purpose, pursuant to chapter 235 of the Laws of 1852, as amended by chapter 410 of the Laws of 1855, eighteen thousand dollars."

Page 13, strike out section 2, and insert the following as sections 2 and 3:

"§ 2. The amounts herein appropriated shall be paid by the treasurer from the respective funds as specified, and the salaries named shall be established and fixed by this act for the several officers for whom they are designated; but the Comptroller shall not draw his warrant for payment of the several amounts heretofore named, except for salaries and other expenditures or appropriations, the amounts of which are duly established and fixed by law, till the persons demanding them shall present to him a detailed statement in items of the same; and if such account shall be for services, it must show when, where and under what authority they were rendered; if for expenditures, when, where and under what authority they were made; if for articles furnished, when and where they were furnished, to whom they were delivered, and under what authority; and if the demand shall be for traveling expenses, the account must also specify the distance traveled, the places of starting and destination, the duty or business, the date and items of expenditure. All accounts must be verified by an affidavit, to the effect that the account is true, just and correct, and that no part of it has been paid, but is actually and justly due and owing. On all accounts for transportation, furniture, blank and other books purchased for the use of office, binding, blanks, printing, stationery, postage, cleaning and other necessary incidental expenses, a bill duly receipted must also be furnished; and it shall be the duty of the treasurer to report annually to the Legislature the detail of these several expenditures."

"§ 3. All institutions and societies entitled by law to receive money from the State shall make an annual report to the Legislature on or before the fifteenth day of January in each year, and no such money shall be paid in any case until such report made therein."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 8 }
{ NOES 84 }

Those who voted in the affirmative, were

Brush
Eaton

Parshall
Place

Pond
Ranney

Rider

Topliff

Those who voted in the negative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hartman | Matthewson | Selkreg |
| Allis | W. S. Clark | Hasbrouck | McKiever | Sherman |
| A. H. Andrew | Clausen | Howard | Miller | Skeels |
| W. S. Andrews | Cornwall | Hubbard | Moran | Skillman |
| Balcom | Daily | Humphrey | Murphy | C. L. Smith |
| Bennet | Davis | Irving | Nelson | L. E. Smith |
| Bentley | Dayton | Jacobs | O'Reilly | Stannard |
| Bergen | Decker | Keady | Palmer | Starr |
| Bigelow | Flach | Kiernan | Penfield | Stevens |
| Buel | J. L. Flagg | Kinney | Purdy | Sullard |
| Burhans | F. H. Flagg | La Bau | Quinn | Sumner |
| D. Burns | Furman | Lasher | Ray | Tarbox |
| P. Burns | Galvin | Leder | A. Richardson | Tower |
| Button | Gifford | Loughran | S. Richardson | Trainer |
| Cameron | Gleason | Lounsbury | Riley | Wells |
| Campbell | Guigon | Mallison | Root | Wiley |
| Chapman | Halsey | Mann | Sargent | |

Mr. J. L. Flagg moved the appointment of a committee of conference, and that the Senate be requested to appoint a like committee.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Messrs. J. L. Flagg, Jacobs, Bentley, Kiernan and Selkreg were appointed as such committee.

Ordered, That the Clerk return said bill to the Senate, with an appropriate message.

The Senate returned the bill entitled "An act to afford the same facilities to passengers or property transported by steamboat on the Hudson river as is afforded by railroad," with a message informing that they had passed the same, with the following amendments:

Section 1, line 3, after the word "tickets," insert the words "upon being paid therefor." Line 5, after the word "Albany," insert the words "or Troy." Line 6, after the word "Albany," insert the word "Troy." Line 14, after the word "Albany," insert the words "or Troy."

Section 2, line 8, after the word "Albany," insert the words "or Troy."

Section 3, line 2, after the word "Albany," insert the words "or Troy." Line 5, after the word "Albany," insert the words "or Troy." Line 9, same section, after the word "Albany," insert the words "or Troy." Line 10, same section, strike out the word "accounted," and insert the word "paid." In same line, after the word "railroad," insert the words "or steamboat."

Section 4, line 2, after the word "Albany," insert the words "or Troy." In line 17, after the word "Albany," insert the words "or Troy."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|------------|-------------|
| Ackert | Cameron | Guigon | Lounsbury | Rider |
| Allis | Chapman | Halsey | Mallison | Riley |
| W. S. Andrews | Chism | Hasbrouck | Mann | Root |
| Babcock | G. Clark | Howard | Matthewson | Selkreg |
| Balcom | W. S. Clark | Hubbard | McKiever | Sherman |
| Bamler | Clausen | Humphrey | Nicholson | Skeels |
| Bennet | Cornwall | Irving | O'Reilly | C. L. Smith |
| Bergen | Daily | Jacobs | Palmer | L. E. Smith |

| | | | | |
|------------|--------------|----------|---------------|-------------|
| Bigelow | Davis | Johnson | Parahall | Tarbox |
| Bradstreet | Dayton | Jones | Pitts | Topliff |
| Bristol | Decker | Kiernan | Pond | Tower |
| Buel | Eaton | Kinney | Purdy | Underwood |
| Burhans | J. L. Flagg | La Bau | Raber | Wells |
| D. Burns | F. H. Flagge | Lasher | Ranney | A. I. Wood |
| P. Burns | Frear | Lefler | A. Richardson | F. H. Woods |
| Button | Gifford | Loughran | S. Richardson | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to consolidate the cities of Brooklyn and Williamsburgh, and the town of Bushwick, into one municipal government, and to incorporate the same,' passed April 17, 1854," with a message informing that they had passed the same, with the following amendments:

Section 1, line 1, after the word "thirteen," insert the words "of section 2 of chapter 384." Line 4, strike out "§."

Strike out section 2, and insert in lieu thereof the following:

"§ 2. Section 21 of title 5 of said act is hereby amended so as to read as follows: 'Whenever the attorney and counsel of the city shall be of opinion that any proceedings or assessments for local improvements are invalid and void, by reason of irregularity in the conducting or laying the same, he shall forthwith report such opinion and the reasons therefor to the common council of the said city, and the common council shall enter an order in their minutes of proceedings, declaring such assessments invalid and void, and the said assessments shall thereupon be held and deemed to be invalid and void; and the said common council are hereby authorized and empowered to cause the amounts of such assessments to be re-assessed, and to have new proceedings taken and re-assessments made, in the same manner as the original proceedings and assessment should have been made; and such new proceedings and re-assessment shall have the same effect as if the original proceedings and assessment would have had if they had been properly taken and made.'"

Strike out section 4, and change number of subsequent sections to correspond.

Section 5 (new number), strike out from and after the word "of," down to and including the word "four," in line two, and insert the words "title two of said act. Line 5, strike out the word "whose," and insert the words "to have." Line 9, after the word "improvements," insert the words "in this act."

Section 7 (new number), line 8, strike out the word "should," and insert the words "shall be rejected or shall." Strike out all of said section after the word "then," in line 8, and insert before the word "then" the following: "within twenty days after their nomination." Insert after the word "then," in place of the balance of the section stricken out, the following: "the mayor shall immediately nominate to the said common council other persons in place of those rejected or not confirmed, and the said common council shall thereupon confirm or reject the same within twenty days thereafter. In case such last mentioned nominations or any of them shall be rejected or not confirmed within the last mentioned twenty days, the said mayor shall then appoint such persons as he may deem proper to hold office as aforesaid, in place of those rejected or not confirmed."

Strike out section 9 (new number), and insert in lieu thereof the following:

"§ 9. The term of office of the keeper of the city hall of the city of

Brooklyn shall be three years, and the term of the present keeper is hereby made three years from the first day of May following his appointment, and thereafter the said term of office shall expire on the first day of May in every third year."

Insert as section 10 the following:

"§ 10. The term of office of the several assessors of the city of Brooklyn is hereby fixed and declared as follows:

"Martin Breen, to hold office until the 1st day of January, 1871.

"Henry E. Ripley, to hold office until the 1st day of January, 1872.

"Thomas W. Field, to hold office until the 1st day of January, 1873.

"John Doherty, to hold office until the 1st day of January, 1874.

"Joseph Smith, to hold office until the 1st day of January, 1875.

"John Shearon, to hold office until the 1st day of January, 1876.

"William A. Furey, to hold office until the 1st day of January, 1877.

"The term of office of each assessor after the respective termination of the terms aforesaid shall be seven years, and until his successor shall have been elected or chosen.

"Whenever the term of any assessor shall expire, the mayor shall nominate, and the board of supervisors shall confirm his successor at some time between the first day of January and February immediately succeeding the expiration of the term of office for which such assessor was elected or chosen. In case of the failure of the mayor to nominate, or of the board of supervisors to confirm a person to fill a vacancy caused by the expiration of the term of such assessor within the period hereinbefore fixed, then the person whose term of office has expired shall hold office until the first day of January next succeeding. And the person appointed to succeed any such assessor, shall serve only for the remainder of the unexpired term of seven years following the seven years of his predecessor. The term of office of the secretary of the board of assessors of the city of Brooklyn hereafter is hereby fixed at five years."

Insert as section 11 the following:

"§ 11. Title 4 of said chapter 384 of the Laws of 1854 is hereby amended by adding the following as an additional section:

"Whenever commissioners shall be appointed in relation to opening any street or parts of streets in said city, if any portion of said street shall be afterwards stricken from the commissioners' map of said city (being the plans of streets therein), the proceedings for opening said street shall be continued, for the purpose of opening the portion of said street not so closed, with the same effect as if the original proceedings had been for the opening of the part of the street not so closed or stricken from said map; and this provision shall apply to the proceedings for the opening or widening of streets now pending, and the same shall be completed with the same effect as regards that portion of the street, the opening or widening of which has been petitioned for, and which has not been stricken from the said map, as if the proceedings had been conducted for the purpose of opening or widening that portion of the street only."

Change numbers of subsequent sections to correspond.

Section 12 (new number), line 2, after the word "thereto," insert the words "with the approval by the mayor," and add at the end of said section the words "other than aldermen."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the

members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|------------|---------------|
| Ackert | Cameron | Guigon | Loughran | Ranney |
| Allis | Campbell | Halsey | Lounsbury | Ray |
| A. H. Andrew | Chapman | Hasbrouck | Madden | S. Richardson |
| W. S. Andrews | Chiam | Howard | Mallison | Selkreg |
| Babcock | G. Clark | Hubbard | Mann | Sherman |
| Balcom | W. S. Clark | Humphrey | Matthewson | Skeels |
| Bennet | Clausen | Jacobs | McKiever | L. E. Smith |
| Bentley | Cornwall | Jones | Miller | Starr |
| Bigelow | Daily | Keady | Nicholson | Sullard |
| Bradstreet | Decker | Kiernan | Palmer | Tarbox |
| Bristol | Eaton | Kinney | Parshall | Topliff |
| Brush | Flach | La Bau | Penfield | Wells |
| Buel | J. L. Flagg | Lasher | Pitts | Wiley |
| Burhans | F. H. Flagge | Lawrence | Pond | Williams |
| D. Burns | Galvin | Lefler | Purdy | A. I. Wood |
| P. Burns | Gifford | Little | Raber | F. H. Woods |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to incorporate the New York and Brooklyn Iron Tubular Tunnel Company."

"An act to provide for building a bridge across the Tonawanda creek, on the Tonawanda Reservation, and making an appropriation for the same."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled as follows:

"An act to afford the same facilities to passengers or property transported by steamboat on the Hudson river as is afforded by railroad."

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to provide for the enrolment of the militia, the organization and discipline of the National Guard of the State of New York, and for the public defence,' passed April 23, 1862, designated as the Military Code of the State of New York," with a message informing that they consent to a committee of conference thereon, and have appointed on the part of the Senate as such committee Messrs. Beach, Van Petten and Folger.

Mr. Starr, from the committee on the affairs of villages, to which was recommended the Senate bill entitled "An act to amend an act entitled 'An act to amend the charter of the village of Dunkirk,' passed April 20, 1867," reported adversely thereto.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the negative.

{ AYES 50 }
{ NOES 52 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|----------|---------------|-------------|
| Ackert | G. Clark | Humphrey | Place | L. E. Smith |
| A. H. Andrew | Cook | Jones | Pond | Stannard |
| W. S. Andrews | Cornwall | Kinney | Ranney | Sullard |
| Babcock | Daily | La Bau | Ray | Tarbox |
| Balcom | Davis | Lasher | A. Richardson | Topliff |

| | | | | |
|---------|-----------|-----------|---------------|------------|
| Bennet | Farley | Lawrence | S. Richardson | Underwood |
| Bigelow | Gifford | Mann | Rider | Wells |
| Bristol | Gleason | Nicholson | Root | Williams |
| Brush | Halsey | Palmer | Sargent | A. I. Wood |
| Cameron | Hasbrouck | Pitts | Selkreg | Younge |

Those who voted in the negative, were

| | | | | |
|------------|-------------|------------|-----------|-----------------|
| Bamler | W. S. Clark | Howard | Moran | Sherman |
| Bentley | Clausen | Jacobs | Murphy | Skillman |
| Bergen | Dayton | Kiernan | Nelson | C. L. Smith |
| Bradstreet | Decker | Lefler | O'Reilley | Speaker |
| Burhans | Flach | Loughran | Penfield | Starr |
| D. Burns | J. L. Flagg | Lounsbury | Prince | Stevens |
| P. Burns | F. H. Flagg | Mallison | Purdy | Sumner |
| Button | Frear | Matthewson | Quinn | Tower |
| Campbell | Furman | McKiever | Raber | Trainer |
| Chapman | Galvin | Miller | Riley | Van Valkenburgh |
| Chism | Hartman | | | |

Said bill was committed to the committee of the whole.

By unanimous consent, on motion of Mr. Jacobs,

Resolved, That the committee on roads and bridges be authorized to report complete the Senate bill entitled "An act making the turnpike and bridge of the Ravenswood, Hallet's Cove and Williamsburgh turnpike, free, and providing for the repair of the same."

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act authorizing the placing of an obstruction at the intersection of Big Ditch with the Wallkill river," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kiernan, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the International Dock Company," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Cameron,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to vest the title of certain lands in the Westfield and Portland Union Cemetery Association, and to authorize said association to affirm and enforce certain allotments and assessments," and that the same now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-----------|
| Ackert | G. Clark | Hasbrouck | Nicholson | Selkreg |
| A. H. Andrew | W. S. Clark | Hubbard | O'Reilley | Sherman |
| W. S. Andrews | Clausen | Humphrey | Palmer | Skeels |
| Babcock | Cook | Jacobs | Parshall | Skillman |
| Balcom | Cornwall | Johnson | Penfield | Starr |
| Bamler | Davis | Kiernan | Place | Stevens |
| Bennet | Dayton | Kinney | Pond | Sullard |
| Bentley | Decker | La Bau | Prince | Sumner |
| Bradstreet | Eaton | Lawrence | Purdy | Tarbox |
| Buel | Farley | Lefler | Raber | Topliff |
| Burhans | Flach | Loughran | Ray | Tower |
| D. Burns | J. L. Flagg | Madden | S. Richardson | Underwood |

| | | | | |
|----------|---------|------------|---------|------------|
| P. Burns | Frear | Mallison | Rider | Wiley |
| Button | Furman | Matthewson | Riley | Williams |
| Cameron | Galvin | McKiever | Root | A. I. Wood |
| Campbell | Gifford | Miller | Sargent | Younglove |
| Chism | Halsey | Moran | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Button,

Resolved, That the bill entitled "An act in relation to the village of Ellicottville, and to amend the charter thereof," be referred to the committee on the affairs of villages, with instructions to strike out the enacting clause.

The Senate returned the bill entitled "An act to incorporate the Manhattan Express," with a message that they had concurred in the amendments made thereto.

Ordered, That the Clerk return said bill to the Senate.

On motion of Mr. W. S. Clark, the Senate bill entitled "An act to amend chapter 173, Laws of 1867, passed March 28, 1867, entitled 'An act to amend an act to provide for the erection of a town hall in the town of Jamaica, in the county of Queens,'" returned from the Senate with a message informing that they non-concur in the amendments of the Assembly thereto, was taken from the table.

Mr. Bentley moved that the House recede from its amendments.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Daily | Johnson | Palmer | L. E. Smith |
| W. S. Andrews | Dayton | Jones | Pitts | Speaker |
| Babcock | Decker | Keady | Place | Stannard |
| Balcom | Eaton | Kiernan | Pond | Starr |
| Bamler | Flach | Kinney | Prince | Stevens |
| Bennet | J. L. Flagg | La Bau | Quinn | Sullard |
| Bentley | Frear | Lawrence | Raber | Sumner |
| Bergen | Galvin | Lefler | Ranney | Tarbox |
| Burbans | Gleason | Loughran | Ray | Topliff |
| Button | Halsey | Lounsbury | S. Richardson | Tower |
| Cameron | Hartman | Mallison | Rider | Underwood |
| Chapman | Hasbrouck | Mann | Riley | Wells |
| Chism | Hubbard | McKiever | Root | Williams |
| W. S. Clark | Humphrey | Miller | Selkreg | A. I. Wood |
| Clausen | Irving | Nicholson | Sherman | F. H. Woods |
| Cornwall | Jacobs | O'Reilly | Skeels | Younglove |

Those who voted in the negative, were

A. H. Andrew D. Burns G. Clark

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have receded from their amendments.

Mr. Lounsbury, from the committee on the judiciary, to which was recommitted the Senate bill entitled "An act for the disposition of the surplus moneys arising upon sales, pursuant to part 3, chapter 8, title 15 of the Revised Statutes, entitled 'Of the foreclosure of mortgages,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was

recommitted the Senate bill entitled "An act to authorize the board of supervisors of Kings county to include in the next tax levy the sum of fifty thousand dollars, to reimburse the amount borrowed for the support of the poor," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to incorporate the United States Contracting Company," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. J. L. Flagg moved to take from the table the bill entitled "An act making appropriations for certain public and charitable institutions."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Pitts moved to reconsider the vote by which the same was lost.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 101 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | Cornwall | Humphrey | Nicholson | Skillman |
| Allis | Daily | Irving | O'Reilly | C. L. Smith |
| A. H. Andrew | Davis | Jacobs | Palmer | Speaker |
| W. S. Andrews | Dayton | Johnson | Parshall | Stannard |
| Babcock | Decker | Jones | Penfield | Stevens |
| Balcom | Eaton | Keady | Pitts | Sullard |
| Bamler | Farley | Kiernan | Pond | Sumner |
| Bentley | Flach | Kinney | Prince | Tarbox |
| Bergen | J. L. Flagg | La Bau | Purdy | Topliff |
| Bradstreet | Frear | Lawrence | Quinn | Tower |
| Brush | Furman | Leffer | Raber | Trainer |
| Buel | Galvin | Lounsbury | Ranney | Underwood |
| Burhans | Gifford | Mallison | Ray | Van Valkenburgh |
| D. Burns | Gleason | Mann | S. Richardson | Weed |
| P. Burns | Guigon | Matthewson | Rider | Wells |
| Button | Halsey | McKiever | Riley | Wiley |
| Campbell | Hartman | Miller | Root | Williams |
| Chism | Hasbrouck | Moran | Sargent | A. I. Wood |
| W. S. Clark | Howard | Murphy | Selkreg | F. H. Woods |
| Clausen | Hubbard | Nelson | Sherman | Younglove |
| Cook | | | | |

Those who voted in the negative, were

Bigelow A. Richardson

On motion of Mr. Jacobs, said bill was recommitted to the committee on ways and means, and to retain its place on third reading of bills.

The Senate bill entitled "An act to amend the charter of the Homœopathic Mutual Life Insurance Company, of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 85 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Allis | Clausen | Hartman | McKiever | Selkreg |
| Babcock | Cook | Hasbrouck | Moran | Skeels |
| Balcom | Cornwall | Hubbard | Nelson | Skillman |
| Bamler | Davis | Humphrey | Nicholson | C. L. Smith |
| Bentley | Dayton | Jacobs | Palmer | Speaker |
| Bigelow | Eaton | Keady | Parshall | Stannard |
| Bradstreet | Farley | Kiernan | Penfield | Starr |
| Bristol | Flach | Kinney | Pitts | Stevens |
| Brush | J. L. Flagg | La Bau | Pond | Sullard |
| Buel | F. H. Flagge | Lasher | Prince | Topliff |
| Burhans | Frear | Lawrence | Purdy | Tower |
| P. Burns | Furman | Loughran | Raber | Van Valkenburgh |
| Button | Galvin | Lounsbury | Ranney | Weed |
| Campbell | Gifford | Mallison | A. Richardson | Wells |
| Chapman | Gleason | Mallison | Rider | Williams |
| Chism | Guigou | Mann | Root | A. I. Wood |
| W. S. Clark | Halsey | Matthewson | Sargent | F. H. Woods |

Those who voted in the negative, were

| | | |
|----------|--------|--------|
| D. Burns | Decker | Irving |
|----------|--------|--------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act in relation to the sale of Marine Hospital grounds," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were .

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | Moran | Sargent |
| Allis | W. S. Clark | Humphrey | Murphy | Selkreg |
| A. H. Andrew | Clausen | Irving | Nelson | Sherman |
| Babcock | Cook | Jacobs | Nicholson | C. L. Smith |
| Balcom | Cornwall | Jones | O'Reilley | Stannard |
| Bennet | Dayton | Keady | Palmer | Starr |
| Bentley | Decker | Kinney | Parshall | Sullard |
| Bigelow | Eaton | La Bau | Pond | Tarbox |
| Bristol | Flach | Lawrence | Prince | Topliff |
| Brush | J. L. Flagg | Lefler | Purdy | Tower |
| Buel | F. H. Flagge | Loughran | Quinn | Trainer |
| Burhans | Frear | Lounsbury | Raber | Wells |
| D. Burns | Furman | Mallison | A. Richardson | Williams |
| P. Burns | Guigou | Mann | S. Richardson | A. I. Wood |
| Campbell | Halsey | Matthewson | Rider | F. H. Woods |
| Chapman | Hartman | Miller | Riley | Younglove |
| Chism | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the sale of wines made from grapes grown within the limits of the United States," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 56 }
{ NOES 31 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|----------|-------------|
| Ackert | W. S. Clark | Humphrey | Miller | Sherman |
| W. S. Andrews | Clausen | Jacobs | Moran | Skillman |
| Bamler | Cornwall | Keady | Murphy | C. L. Smith |
| Bennet | Eaton | Kiernan | O'Reilly | Speaker |
| Bentley | Flach | Lasher | Parshall | Starr |
| Bergen | J. L. Flagg | Lawrence | Penfield | Tower |
| Bradstreet | F. H. Flagge | Lefler | Prince | Trainer |
| Burbans | Guigon | Loughran | Purdy | Weed |
| D. Burns | Halsey | Mallison | Quinn | Wells |
| P. Burns | Hartman | Matthewson | Raber | Wiley |
| Campbell | Hasbrouck | McKiever | Riley | Williams |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|-----------|---------------|-------------|
| Allis | Cook | La Bau | Ray | L. E. Smith |
| A. H. Andrew | Daily | Mann | A. Richardson | Sullard |
| Babcock | Davis | Nicholson | S. Richardson | Tarbox |
| Balcom | Farley | Palmer | Rider | Topliff |
| Brush | Gleason | Pond | Root | A. I. Wood |
| Cameron | Kinney | Ranney | Selkreg | F. H. Woods |
| G. Clark | | | | |

Mr. Starr moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

By unanimous consent, on motion of Mr. Starr,

Resolved, That the Senate bill entitled "An act authorizing the placing of an obstruction at the intersection of Big Ditch with the Walkkill river," be recommitted to the committee on commerce and navigation, with power to report complete at any time.

By unanimous consent, on motion of Mr. J. L. Flagg,

Resolved, That Thomas Willard be, and he is hereby, authorized and directed to prepare for the printer, under the direction of C. W. Armstrong, Clerk of the Assembly, any pages of the Journal of this House remaining unprinted at the day of adjournment, and to read the proof of the same, in order that a correct transcript of the proceedings of this Assembly may be left for future reference.

The bill entitled "An act to provide against goats running at large in the town of Greenburgh, county of Westchester, and State of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|---------|----------|-------------|
| Ackert | Clausen | Johnson | Palmer | Skillman |
| A. H. Andrew | Cornwall | Jones | Penfield | L. E. Smith |
| Babcock | Davis | Keady | Pond | Speaker |
| Balcom | Decker | Kiernan | Prince | Starr |
| Bennet | Eaton | La Bau | Purdy | Sullard |
| Bergen | Flach | Lasher | Raber | Sumner |
| Bradstreet | J. L. Flagg | Lefler | Ranney | Torrey |
| Bristol | F. H. Flagge | Little | Ray | Tower |

| | | | | |
|-------------|-----------|------------|---------------|-------------|
| Brush | Gleason | Mallison | A. Richardson | Trainer |
| Burhans | Guigou | Mann | S. Richardson | Wells |
| D. Burns | Halsey | Matthewson | Rider | Wiley |
| P. Burns | Hartman | McKiever | Root | Williams |
| Cameron | Hasbrouck | Miller | Selkreg | A. I. Wood |
| Chapman | Hubbard | Murphy | Sherman | F. H. Woods |
| G. Clark | Humphrey | Nelson | Skeels | Younglove |
| W. S. Clark | Jacobs | O'Reilly | | |

For the negative,

Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to release to Catharine Chadwick the interest of the State in certain moneys arising on a sale of real estate, now held by the surrogate of Oneida county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Campbell | Halsey | Matthewson | Root |
| Allis | Chapman | Hartman | McKiever | Selkreg |
| A. H. Andrew | Chism | Hasbrouck | Miller | Sherman |
| W. S. Andrews | G. Clark | Humphrey | Murphy | Skillman |
| Babcock | W. S. Clark | Irving | Nelson | L. E. Smith |
| Balcom | Clausen | Jacobs | Nicholson | Speaker |
| Bamler | Cornwall | Johnson | O'Reilly | Starr |
| Bennet | Davis | Keady | Penfield | Sullard |
| Bentley | Dayton | Kiernan | Pond | Tarbox |
| Bergen | Decker | Kinney | Prince | Topliff |
| Bradstreet | Eaton | La Bau | Purdy | Torrey |
| Bristol | Flach | Lasher | Quinn | Tower |
| Brush | J. L. Flag | Lawrence | Raber | Trainer |
| Buel | F. H. Flagge | Lefler | Ranney | Van Valkenburgh |
| Burhans | Frear | Little | Ray | Weed |
| D. Burns | Gifford | Lounsbury | S. Richardson | Wells |
| P. Burns | Gleason | Mallison | Rider | A. I. Wood |
| Cameron | Guigou | Mann | Riley | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the Isthmus Canal Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|----------|
| Ackert | Cameron | Hasbrouck | McKiever | Sherman |
| Allis | Chism | Howard | Miller | Skillman |
| A. H. Andrew | G. Clark | Hubbard | Murphy | Speaker |
| W. S. Andrews | W. S. Clark | Irving | Nicholson | Sullard |
| Babcock | Clausen | Jacobs | Palmer | Sumner |
| Balcom | Cornwall | Johnson | Penfield | Tarbox |
| Bamler | Daily | Keady | Pond | Topliff |
| Bennet | Decker | Kiernan | Prince | Tower |
| Bradstreet | Eaton | Kinney | Purdy | Trainer |

| | | | | |
|----------|--------------|------------|---------------|-------------|
| Bristol | Farley | La Bau | Raber | Wells |
| Brush | F. H. Flagge | Leifer | Ranney | Williams |
| Buel | Frear | Loughran | A. Richardson | A. I. Wood |
| Burhans | Gleason | Mallison | S. Richardson | F. H. Woods |
| P. Burns | Halsey | Mann | Rider | Younglove |
| Button | Hartman | Matthewson | Riley | |

Those who voted in the negative, were

D. Burns Moran Selkreg L. E. Smith

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Chapman,

Resolved, That the bill entitled "An act to authorize towns in the counties of St. Lawrence and Franklin to issue bonds and take stock in any company that shall be legally organized within five years after the passage of this act, for the purpose of building a railroad from Potsdam Junction, St. Lawrence county, northeasterly through or into both of said counties, to some point on the Province line," have its third reading at one o'clock this day.

By unanimous consent, on motion of Mr. Van Valkenburgh,

Resolved, That the bill entitled "An act to amend an act to create a board of public instruction in the city of Albany, to establish free schools therein, and amendatory of the several acts relating to the district schools in said city, passed April 7, 1866," be recommitted to the committee on public education, with power to report complete at any time.

Mr. Hartman moved that the House take a recess until 3½ o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Murphy moved that the House take a recess until 7½ o'clock P. M.

Mr. Hartman moved to amend by striking out "7½," and inserting "3."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Hartman, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Murphy, as amended, and it was determined in the affirmative.

Thereupon, the House took a recess until 3 o'clock P. M.

THREE O'CLOCK P. M.

The House again met.

The Senate bill entitled "An act empowering the board of supervisors of the county of Westchester to require the collectors of the different towns in that county to pay over taxes at stated times," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|----------|--------|--------|----------|
| Babcock | Cornwall | La Bau | Pond | Stannard |
| Balcom | Daily | Little | Prince | Starr |

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| | | | | |
|-------------|-----------|-----------|---------------|-------------|
| Bamler | Davis | Loughran | Quinn | Sullard |
| Bennet | Eaton | Mallison | Ranney | Tarbox |
| Bentley | Galvin | Mann | Ray | Topliff |
| Bergen | Halsey | McKiever | A. Richardson | Trainer |
| Burhans | Hartman | Moran | S. Richardson | Underwood |
| D. Burns | Hasbrouck | Murphy | Rider | Wellington |
| Button | Hubbard | Nicholson | Riley | Wells |
| Cameron | Humphrey | O'Reilly | Sargent | Williams |
| Chapman | Irving | Palmer | Selkreg | A. I. Wood |
| G. Clark | Johnson | Penfield | C. L. Smith | F. H. Woods |
| W. S. Clark | Keady | Place | Speaker | Younglove |
| Clausen | Kiernan | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to enable the First Free Methodist Church, in the city of Syracuse, to elect trustees," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-----------|-----------|---------------|-------------|
| Babcock | Eaton | Kiernan | Pitts | C. L. Smith |
| Balcom | Farley | Kinney | Place | L. E. Smith |
| Bamler | Flach | La Bau | Pond | Speaker |
| Bennet | Frear | Lefler | Prince | Stannard |
| Bentley | Galvin | Little | Purdy | Sullard |
| Burhans | Guigou | Mallison | Raber | Tarbox |
| D. Burns | Halsey | Mann | Ranney | Topliff |
| Button | Hartman | McKiever | Ray | Tower |
| Chapman | Hasbrouck | Miller | A. Richardson | Trainer |
| Chism | Hubbard | Murphy | S. Richardson | Wellington |
| G. Clark | Humphrey | Nicholson | Rider | Wells |
| W. S. Clark | Irving | O'Reilly | Riley | Williams |
| Clausen | Jacobs | Palmer | Root | A. I. Wood |
| Cornwall | Keady | Penfield | Selkreg | Younglove |
| Daily | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the Mayville Driving Park Association," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 2 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| A. H. Andrew | W. S. Clark | Irving | Parshall | Sherman |
| W. S. Andrews | Clausen | Jacobs | Penfield | Skillman |
| Babcock | Cornwall | Keady | Pitts | C. L. Smith |
| Balcom | Daily | Kiernan | Place | L. E. Smith |
| Bamler | Decker | Kinney | Pond | Speaker |
| Bennet | Eaton | La Bau | Prince | Stannard |
| Bentley | Flach | Lefler | Raber | Sullard |
| Bradstreet | Frear | Little | Ranney | Tarbox |
| Bristol | Gifford | Lounsbury | Ray | Topliff |
| Brush | Guigou | Mann | A. Richardson | Tower |
| Burhans | Halsey | Matthewson | S. Richardson | Trainer |

| | | | | |
|----------|-----------|-----------|---------|------------|
| D. Burns | Hartman | Murphy | Rider | Underwood |
| Button | Hasbrouck | Nelson | Riley | Wellington |
| Cameron | Hubbard | O'Reilley | Sargent | Wells |
| Chism | Humphrey | Palmer | Selkreg | A. I. Wood |
| G. Clark | | | | |

Those who voted in the negative, were

McKiever F. H. Woods

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to enable the electors of the town of Onondaga, Onondaga county, to hold their town elections in separate election districts thereof," was being read a third time, when, by unanimous consent, on motion of Mr. Ranney, the same was amended as follows:

Strike out "section 18," and insert as section 18 the following:

"§ 18. This act shall take effect when a majority of the voters voting in said town of Onondaga, at the next annual election, shall, by ballot, declare in favor of this act."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Chapman | Humphrey | O'Reilley | L. E. Smith |
| Allis | Chism | Irving | Palmer | Speaker |
| A. H. Andrew | G. Clark | Jones | Penfield | Stannard |
| W. S. Andrews | W. S. Clark | Keady | Pitts | Sullard |
| Babcock | Cornwall | Kiernan | Place | Tarbox |
| Balcom | Daily | Kinney | Pond | Topliff |
| Bamler | Eaton | La Bau | Prince | Torrey |
| Bentley | Flach | Lefler | Raber | Tower |
| Bradstreet | F. H. Flagge | Little | Ranney | Trainer |
| Brush | Frear | Lounsbury | Ray | Underwood |
| Buel | Furman | Mallison | A. Richardson | Wellington |
| Burbans | Gifford | Mann | S. Richardson | Wells |
| D. Burns | Guigon | McKiever | Rider | Williams |
| P. Burns | Hartman | Miller | Riley | A. I. Wood |
| Button | Hasbrouck | Murphy | Selkreg | F. H. Woods |
| Cameron | Hubbard | Nicholson | Skillman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the town of Shawangunk, Ulster county, to borrow money to rebuild bridges," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|--------|-----------|-------------|
| Ackert | Chism | Jacobs | O'Reilley | Sherman |
| Allis | G. Clark | Jones | Palmer | Skillman |
| A. H. Andrew | W. S. Clark | Keady | Parshall | C. L. Smith |

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| W. S. Andrews | Clausen | Kiernan | Penfield | L. E. Smith |
| Babcock | Cornwall | Kinney | Pitts | Speaker |
| Balcom | Decker | La Bau | Place | Stannard |
| Bamler | Eaton | Lasher | Pond | Sullard |
| Bennet | Flach | Lefler | Prince | Tarbox |
| Bentley | F. H. Flagge | Little | Purdy | Topliff |
| Bradstreet | Frear | Lounsbury | Ranney | Tower |
| Bristol | Galvin | Mallison | Ray | Trainer |
| Brush | Gleason | Mann | A. Richardson | Underwood |
| Buel | Hartman | Matthewson | S. Richardson | Wellington |
| Burhans | Hasbrouck | McKiever | Rider | Wells |
| D. Burns | Howard | Miller | Riley | Wiley |
| P. Burns | Hubbard | Murphy | Sargent | A. I. Wood |
| Button | Irving | Nelson | Selkreg | F. H. Woods |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Hubbard,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to amend an act entitled 'An act to authorize the formation of corporations to secure parsonages and other property for the use of presiding elders of the Methodist Episcopal Church,' passed April 5, 1867," and that it be ordered to a third reading.

The Senate bill entitled "An act incorporating the Safe Deposit Company of Binghamton," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Allis | G. Clark | Humphrey | O'Reilly | Sherman |
| A. H. Andrew | W. S. Clark | Irving | Palmer | Skillman |
| W. S. Andrews | Clausen | Jones | Penfield | C. L. Smith |
| Babcock | Cornwall | Keady | Pitts | L. E. Smith |
| Balcom | Davis | Kiernan | Place | Speaker |
| Bamler | Decker | Kinney | Pond | Starr |
| Bennet | Eaton | La Bau | Prince | Sullard |
| Bentley | Flach | Lefler | Quinn | Tarbox |
| Bradstreet | F. H. Flagge | Little | Raber | Topliff |
| Brush | Frear | Lounsbury | Ranney | Tower |
| Buel | Galvin | Mallison | Ray | Trainer |
| D. Burns | Guigou | Mann | A. Richardson | Underwood |
| P. Burns | Halsey | McKiever | S. Richardson | Wellington |
| Button | Hartman | Miller | Rider | Wells |
| Cameron | Hasbrouck | Murphy | Riley | A. I. Wood |
| Chapman | Howard | Nicholson | Selkreg | F. H. Woods |
| Chism | Hubbard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize towns in the counties of St. Lawrence and Franklin to issue bonds and take stock in any company that shall be legally organized within five years after the passage of this act, for the purpose of building a railroad from Potsdam Junction, St. Lawrence county, northeasterly through or into both of said counties, to some point on the Province line," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|--------------|
| Ackert | Chapman | Hartman | Nelson | Sherman |
| Allis | Chiam | Hubbard | Nicholson | Skillman |
| A. H. Andrew | G. Clark | Humphrey | Palmer | C. L. Smith |
| W. S. Andrews | Clausen | Irving | Penfield | L. E. Smith |
| Babcock | Cornwall | Jones | Place | Starr |
| Balcom | Daily | Keady | Pond | Stevens |
| Bamler | Decker | Kiernan | Prince | Sullard |
| Bennet | Eaton | Kinney | Purdy | Topliff |
| Bentley | Flach | La Bau | Ranney | Tower |
| Bradstreet | J. L. Flagg | Lasher | Ray | Trainer |
| Brush | Frear | Lefler | A. Richardson | Underwood |
| Buel | Furman | Lounsbury | S. Richardson | Wellington |
| Burhans | Galvin | Mallison | Rider | Wells |
| D. Burns | Gleason | Mann | Riley | A. I. Wood |
| P. Burns | Guigou | Matthewson | Sargent | F. H. Flagge |
| Button | Halsey | Murphy | Selkreg | Younglove |
| Cameron | | | | |

Those who voted in the negative, were

Little McKiever O'Reilley Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to secure the payment of mechanics, laborers and persons furnishing materials towards the erection, altering or repairing of buildings in the city of New York,' passed May 5, 1868," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|----------|-----------|-------------|
| Ackert | Chapman | Halsey | Moran | Skillman |
| Allis | Chiam | Hubbard | Nicholson | C. L. Smith |
| A. H. Andrew | G. Clark | Humphrey | O'Reilley | Speaker |
| W. S. Andrews | W. S. Clark | Irving | Palmer | Stannard |
| Babcock | Clausen | Jacobs | Parshall | Stevens |
| Balcom | Cook | Johnson | Penfield | Sullard |
| Bennet | Cornwall | Keady | Place | Tarbox |
| Bentley | Daily | Kiernan | Pond | Topliff |
| Bergen | Decker | Kinney | Purdy | Tower |
| Bradstreet | Eaton | La Bau | Raber | Trainer |
| Brush | Flach | Lefler | Rider | Underwood |
| Buel | F. H. Flagge | Little | Riley | Weed |
| Burhans | Furman | Mallison | Root | Wells |
| D. Burns | Galvin | Mann | Sargent | Williams |
| P. Burns | Gifford | McKiever | Selkreg | F. H. Woods |
| Button | Guigou | Miller | Sherman | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 565, Laws of 1867, entitled 'An act to incorporate the Buffalo City Railway Company,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cameron | Hasbrouck | Moran | Root |
| Allis | Chapman | Hubbard | Nicholson | Selkreg |
| A. H. Andrew | Chism | Humphrey | Palmer | Sherman |
| W. S. Andrews | G. Clark | Irving | Penfield | L. E. Smith |
| Babcock | W. S. Clark | Jacobs | Pitts | Speaker |
| Balcom | Clausen | Keady | Place | Stannard |
| Bamler | Cornwall | Kiernan | Pond | Sullard |
| Bennet | Dally | Kinney | Prince | Tarbox |
| Bentley | Dayton | La Bau | Purdy | Tower |
| Bigelow | Eaton | Lefler | Raber | Trainer |
| Bradstreet | Flach | Little | Ranney | Underwood |
| Buel | J. L. Flag | Lounsbury | Ray | Weed |
| Burhans | F. H. Flagge | Mallison | A. Richardson | Wells |
| D. Burns | Galvin | Mann | S. Richardson | Wiley |
| P. Burns | Guigon | Matthewson | Rider | Younglove |
| Button | Halsey | Miller | Riley | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act fixing the fees of justices of the peace, and constables in civil and criminal cases, and the fees of jurors and witnesses in justices' courts, and for other purposes,' passed April 20, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|------------|-----------|---------------|-------------|
| Allis | Dayton | Kinney | Pond | Starr |
| W. S. Andrews | Decker | La Bau | Prince | Stevens |
| Babcock | Eaton | Lefler | Purdy | Sullard |
| Balcom | Flach | Little | Quinn | Tarbox |
| Bentley | J. L. Flag | Loughran | Ranney | Topliff |
| Bigelow | Galvin | Lounsbury | Ray | Tower |
| Burhans | Gifford | Mallison | A. Richardson | Trainer |
| P. Burns | Halsey | Mann | S. Richardson | Underwood |
| Button | Hartman | Miller | Rider | Weed |
| Cameron | Howard | Moran | Root | Wellington |
| Chapman | Hubbard | Murphy | Sargent | Wells |
| Chism | Humphrey | Nicholson | Selkreg | Wiley |
| G. Clark | Irving | O'Reilley | Sherman | Williams |
| W. S. Clark | Jones | Palmer | C. L. Smith | A. I. Wood |
| Clausen | Keady | Parshall | L. E. Smith | F. H. Woods |
| Cornwall | Kiernan | Place | Stannard | Younglove |
| Dally | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to release the interest of the State in certain real estate to Sarah Elizabeth James," was read a third time.

Mr. Speaker put the question whether the House would agree to the

final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Campbell | Hartman | Miller | Sherman |
| Allis | Chapman | Hasbrouck | Moran | Skillman |
| A. H. Andrew | Chism | Hubbard | Murphy | C. L. Smith |
| W. S. Andrews | G. Clark | Humphrey | Nicholson | L. E. Smith |
| Babcock | W. S. Clark | Irving | O'Reilly | Sullard |
| Balcom | Clausen | Jacobs | Palmer | Tarbox |
| Bamler | Cornwall | Jones | Parshall | Topliff |
| Bennet | Daily | Keady | Place | Tower |
| Bentley | Dayton | Kiernan | Pond | Trainer |
| Bergen | Decker | Kinney | Prince | Underwood |
| Bigelow | Eaton | La Bau | Quinn | Weed |
| Bradstreet | Flach | Lasher | Ranney | Wellington |
| Brush | J. L. Flagg | Lefler | Ray | Wells |
| Buel | F. H. Flagge | Little | A. Richardson | Wiley |
| D. Burns | Frear | Lounsbury | S. Richardson | Williams |
| P. Burns | Galvin | Mallison | Rider | A. I. Wood |
| Button | Gifford | Mann | Root | F. H. Woods |
| Cameron | Halsey | McKiever | Selkreg | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act for the protection of the planting of oysters in the towns of Gravesend and Flatlands, Kings county."

"An act to close a portion of Old Bushwick road or avenue, from Grand street to Marshal street, in the city of Brooklyn."

"An act to repeal article 1, title 19, chapter 20, part 1 of the Revised Statutes, relative to regulations concerning brokers."

"An act to authorize a change of route of a certain railroad in Bergen street, Brooklyn, and for other purposes."

"An act to amend chapter 932 of the Laws of 1867, relating to the Cherry Valley and Mohawk River Railroad Company."

"An act to extend, to lay out, open and grade Atlantic avenue, from East New York avenue, in the town of New Lots, to the County line."

"An act to amend title 10 of chapter 8 of part 3 of the Revised Statutes, relative to bawdy houses."

"An act to incorporate the Home Savings Bank, of the city of New York."

By unanimous consent, on motion of Mr. F. H. Woods,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act authorizing the West Station Methodist Episcopal Church, of the city of Albany, to change its name to the Trinity Methodist Episcopal Church, of Albany, and to confirm the title to the property thereof in the Trinity Methodist Episcopal Church, of the city of Albany," and that said bill be ordered to a third reading forthwith.

By unanimous consent, on motion, of Mr. Stannard,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act for the relief of the towns of Little Falls, Manheim and Danube, in Herkimer county, in relation to the bridge at Fink's basin," and that the same be ordered to a third reading.

The bill entitled "An act to provide for the appointment of a stenographer for the county court and court of sessions of the county of Madison," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Cameron | Hasbrouck | Nelson | C. L. Smith |
| Allis | Chapman | Hubbard | O'Reilly | L. E. Smith |
| A. H. Andrew | Chism | Humphrey | Palmer | Stannard |
| W. S. Andrews | G. Clark | Irving | Penfield | Sullard |
| Babcock | Glausen | Jones | Place | Tarbox |
| Balcom | Cornwall | Keady | Prince | Topliff |
| Bennet | Daily | Kiernan | Purdy | Tower |
| Bentley | Decker | Kinney | Qunn | Trainer |
| Bigelow | Eaton | La Bau | Ranney | Underwood |
| Bradstreet | Flach | Lefler | Ray | Wellington |
| Bristol | F. H. Flagge | Little | S. Richardson | Wells |
| Brush | Frear | Lounsbury | Rider | Williams |
| Buel | Galvin | Mann | Riley | A. I. Wood |
| D. Burns | Gifford | Miller | Selkreg | F. H. Woods |
| P. Burns | Halsey | Murphy | Sherman | Younglove |
| Button | Hartman | | | |

For the negative,

Mallison

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act in relation to the common schools in the city of Lockport," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Chism | Humphrey | O'Reilly | Sherman |
| Allis | G. Clark | Irving | Palmer | Skeels |
| A. H. Andrew | W. S. Clark | Jacobs | Parshall | L. E. Smith |
| W. S. Andrews | Clausen | Jones | Penfield | Starr |
| Babcock | Cornwall | Keady | Pitta | Sullard |
| Balcom | Daily | Kiernan | Place | Tarbox |
| Bamler | Dayton | Kinney | Pond | Topliff |
| Bennet | Decker | La Bau | Prince | Torrey |
| Bentley | Eaton | Lefler | Ranney | Tower |
| Bigelow | Farley | Little | Ray | Trainer |
| Bradstreet | J. L. Flagg | Lounsbury | A. Richardson | Underwood |
| Brush | F. H. Flagge | Mallison | S. Richardson | Wellington |
| Buel | Gifford | Mann | Rider | Wells |
| D. Burns | Halsey | McKiever | Riley | A. I. Wood |
| P. Burns | Hartman | Miller | Root | F. H. Woods |
| Hasbrouck | Hubbard | Murphy | Selkreg | Younglove |
| Chapman | | Nicholson | | |

For the negative,

C. L. Smith

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to abolish the Banking Department," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 28 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|------------|-------------|
| Ackert | Chapman | Hartman | Lounsbury | Riley |
| Allis | Chism | Hasbrouck | Mallison | Root |
| A. H. Andrew | W. S. Clark | Hubbard | Matthewson | Sherman |
| W. S. Andrews | Clausen | Humphrey | McKiever | Skillman |
| Bamler | Cornwall | Irving | Miller | C. L. Smith |
| Bentley | Daily | Jacobs | Moran | L. E. Smith |
| Bergen | Decker | Jones | Murphy | Speaker |
| Bigelow | Flach | Keady | Nelson | Sumner |
| Bradstreet | J. L. Flagg | Kiernan | O'Reilley | Tower |
| Buel | F. H. Flagge | Lawrence | Penfield | Trainer |
| Burhans | Frear | Lefler | Pond | Wells |
| D. Burns | Galvin | Little | Purdy | Wiley |
| P. Burns | Halsey | Loughran | Quinn | Williams |
| Button | | | | |

Those who voted in the negative, were

| | | | | |
|---------|----------|---------------|---------------|-----------|
| Babcock | G. Clark | Mann | S. Richardson | Sullard |
| Bacom | Eaton | Nicholson | Rider | Tarbox |
| Bennet | Farley | Palmer | Sargent | Topliff |
| Bristol | Gifford | Place | Selkreg | Underwood |
| Brush | Kinney | Ray | Stannard | Younglove |
| Cameron | La Bau | A. Richardson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to facilitate the construction of the Newburgh and Wallkill Valley railroad," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cameron | Irving | Palmer | C. L. Smith |
| Allis | Chism | Jacobs | Penfield | L. E. Smith |
| W. S. Andrews | W. S. Clark | Jones | Pitts | Speaker |
| Babcock | Cornwall | Kiernan | Pond | Stannard |
| Bacom | Daily | Kinney | Prince | Starr |
| Bamler | Decker | La Bau | Purdy | Sullard |
| Bennet | Eaton | Lawrence | Quinn | Sumner |
| Bergen | J. L. Flagg | Lefler | Ray | Topliff |
| Bigelow | F. H. Flagge | Lounsbury | A. Richardson | Tower |
| Bradstreet | Frear | Mann | S. Richardson | Trainer |
| Bristol | Galvin | Matthewson | Riley | Underwood |
| Brush | Guigou | McKiever | Root | Wellington |
| Buel | Halsey | Miller | Sargent | A. I. Wood |
| Burhans | Hasbrouck | Murphy | Sherman | F. H. Woods |

| | | | | |
|----------|----------|----------|----------|-----------|
| P. Burns | Hubbard | O'Reilly | Skillman | Younglove |
| Button | Humphrey | | | |

Those who voted in the negative, were

| | | |
|----------|-------|--------|
| G. Clark | Davis | Little |
|----------|-------|--------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act authorizing the city of Syracuse to loan its credit in aid of the Syracuse Northern Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cameron | Hartman | Miller | Root |
| Allis | Campbell | Hasbrouck | Moran | Sherman |
| A. H. Andrew | G. Clark | Hubbard | Nelson | Skillman |
| W. S. Andrews | W. S. Clark | Humphrey | Nicholson | L. E. Smith |
| Babcock | Jacobs | Clausen | O'Reilly | Stannard |
| Balcom | Cornwall | Jones | Palmer | Starr |
| Bamler | Daily | Keady | Parshall | Stevens |
| Bennet | Dayton | Kiernan | Penfield | Sullard |
| Bentley | Decker | Kinney | Place | Topliff |
| Bergen | Eaton | La Bau | Pond | Tower |
| Bigelow | Farley | Lasher | Prince | Trainer |
| Bradstreet | Flach | Lawrence | Purdy | Underwood |
| Bristol | J. L. Flagg | Lefler | Quinn | Wellington |
| Brush | F. H. Flagge | Loughran | Ray | Wells |
| Buel | Frear | Lounsbury | A. Richardson | Williams |
| Burhans | Gifford | Mallison | S. Richardson | F. H. Woods |
| P. Burns | Guigon | Matthewson | Rider | Younglove |
| Button | Halsey | McKiever | Riley | |

Those who voted in the negative, were

| | | | | |
|---------|--------|------|---------|--------|
| Chapman | Irving | Mann | Selkreg | Tarbox |
| Galvin | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the East New York Savings Bank," was being read a third time, when, by unanimous consent, on motion of Mr. Jacobs, the same was amended by striking out the word "Middeldorf," and inserting in lieu thereof the word "Schenck."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|--------|-----------|-------------|
| Ackert | Cameron | Irving | Nelson | Selkreg |
| A. H. Andrew | Chapman | Jacobs | Nicholson | Sherman |
| W. S. Andrews | G. Clark | Jones | Palmer | Skillman |
| Babcock | W. S. Clark | Keady | Parshall | L. E. Smith |
| Balcom | Clausen | Kinney | Penfield | Speaker |

| | | | | |
|------------|-------------|------------|---------------|------------|
| Bamler | Cornwall | La Bau | Pond | Sullard |
| Bennet | Daily | Lawrence | Prince | Sumner |
| Bentley | Decker | Leffler | Purdy | Tarbox |
| Bergen | Eaton | Little | Quinn | Topliff |
| Bigelow | Flach | Lounsbury | Ranney | Tower |
| Bradstreet | J. L. Flagg | Mallison | A. Richardson | Underwood |
| Bristol | F. H. Flagg | Mann | S. Richardson | Wellington |
| Brush | Gifford | Matthewson | Rider | Wells |
| Buel | Guigou | McKiever | Riley | Williams |
| Burhans | Halsey | Miller | Root | A. I. Wood |
| P. Burns | Hubbard | Moran | Sargent | Younglove |
| Button | Humphrey | Murphy | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to release the interest of the State in certain real estate, of which George Pollock, late of Union county, New Jersey, died seized, and situate in the State of New York, to Thomas Watt, of Cambridge, Washington county, New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Cameron | Guigou | Mann | Riley |
| Allis | Campbell | Halsey | McKiever | Sargent |
| A. H. Andrew | Chism | Hartman | Miller | Selkreg |
| W. S. Andrews | G. Clark | Hasbrouck | Murphy | Sherman |
| Babcock | W. S. Clark | Howard | Nelson | C. L. Smith |
| Balcom | Clausen | Hubbard | O'Reilley | L. E. Smith |
| Bamler | Cornwall | Humphrey | Palmer | Speaker |
| Bennet | Daily | Jacobs | Parshall | Stannard |
| Bentley | Davis | Jones | Penfield | Sullard |
| Bergen | Dayton | Keady | Pitts | Topliff |
| Bigelow | Decker | Kiernan | Place | Tower |
| Bradstreet | Eaton | Kinney | Pond | Underwood |
| Bristol | Farley | La Bau | Prince | Wellington |
| Brush | J. L. Flagg | Lasher | Purdy | Wells |
| Buel | F. H. Flagg | Lawrence | Quinn | Wiley |
| Burhans | Frear | Leffler | Ranney | A. I. Wood |
| D. Burns | Galvin | Little | A. Richardson | F. H. Woods |
| P. Burns | Gifford | Lounsbury | S. Richardson | Younglove |
| Button | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the village of Port Jervis,' passed March 30, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|---------|-----------|----------|
| Ackert | Campbell | Hartman | Murphy | Selkreg |
| Allis | Chapman | Howard | Nelson | Sherman |
| A. H. Andrew | Chism | Hubbard | Nicholson | Skillman |

| | | | | |
|---------------|-------------|-----------|---------------|-----------------|
| W. S. Andrews | G. Clark | Humphrey | O'Reilley | L. E. Smith |
| Babcock | W. S. Clark | Irving | Palmer | Stannard |
| Balcom | Clausen | Johnson | Parshall | Starr |
| Bamler | Cornwall | Keady | Penfield | Sullard |
| Bennet | Daily | Kiernan | Place | Tarbox |
| Bentley | Davis | Kinney | Pond | Topliff |
| Bergen | Decker | La Bau | Prince | Torrey |
| Bigelow | Eaton | Lawrence | Quinn | Tower |
| Bradstreet | Flach | Lefler | Raber | Trainer |
| Bristol | J. L. Flagg | Little | Ray | Van Valkenb'rgh |
| Brush | Frear | Lounsbury | A. Richardson | Wells |
| Buel | Galvin | Mallison | S. Richardson | Wiley |
| P. Burns | Gifford | Mann | Rider | F. H. Woods |
| Button | Guigon | McKiever | Sargent | Younglove |
| Cameron | Halsey | Miller | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to provide for the extension of Bushwick avenue, from the city line of Brooklyn into the town of New Lots, in Kings county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|-----------|---------------|-----------------|
| Ackert | Chapman | Hartman | Mann | Riley |
| Allis | Chiam | Hasbrouck | McKiever | Selkreg |
| A. H. Andrew | G. Clark | Hubbard | Moran | Sherman |
| W. S. Andrews | W. S. Clark | Humphrey | Murphy | Skillman |
| Babcock | Clausen | Irving | Nelson | C. L. Smith |
| Balcom | Cornwall | Jacobs | Nicholson | L. E. Smith |
| Bamler | Daily | Jones | O'Reilley | Stannard |
| Bennet | Davis | Keady | Palmer | Sullard |
| Bentley | Decker | Kiernan | Penfield | Tarbox |
| Bergen | Eaton | Kinney | Place | Topliff |
| Bigelow | Flach | La Bau | Pond | Torrey |
| Bradstreet | J. L. Flagg | Lasher | Prince | Tower |
| Bristol | F. H. Flagg | Lawrence | Purdy | Trainer |
| Buel | Frear | Lefler | Raber | Van Valkenb'rgh |
| Burhans | Gifford | Loughran | Ranney | Wells |
| P. Burns | Guigon | Lounsbury | Ray | F. H. Woods |
| Button | Halsey | Mallison | S. Richardson | Younglove |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to release to Benjamin Sanchez the title of the people of the State of New York, acquired by escheat, in and to certain real estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|---------|------------|---------|
| Ackert | Button | Guigon | Mann | Sargent |
| Allis | Cameron | Halsey | Matthewson | Selkreg |
| A. H. Andrew | Campbell | Hartman | McKiever | Sherman |

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| W. S. Andrews | Chapman | Howard | Miller | Skillman |
| Babcock | Chism | Hubbard | Nelson | C. L. Smith |
| Balcom | G. Clark | Humphrey | Nicholson | L. E. Smith |
| Bamler | W. S. Clark | Irring | O'Reilly | Sullard |
| Bennet | Clausen | Jacobs | Palmer | Sumner |
| Bentley | Cornwall | Jones | Penfield | Tarbox |
| Bergen | Daily | Keady | Pitts | Topliff |
| Bigelow | Davis | Kiernan | Prince | Tower |
| Bradstreet | Decker | Kinney | Purdy | Trainer |
| Bristol | Eaton | La Bau | Quinn | Underwood |
| Brush | J. L. Flagg | Lasher | Ranney | Wellington |
| Buel | F. H. Flagg | Lawrence | Ray | Wells |
| Burhans | Frear | Lefler | A. Richardson | A. I. Wood |
| D. Burns | Galvin | Little | S. Richardson | F. H. Woods |
| P. Burns | Gifford | Lounsbury | Rider | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Frear, from the committee on the affairs of cities, to which was referred the bill entitled "An act to enable the board of supervisors of the county of New York to raise money by tax for the use of the corporation of the city of New York, and in relation to the expenditure thereof," reported in writing in favor of the passage of the same, with amendments, the title amended so as to read "An act to make provision for the government of the city of New York," which report was agreed to, and said bill committed to the committee of the whole.

Mr. Frear moved that said bill and report be printed forthwith, and made a special order for to morrow morning, immediately after the reading of the Journal.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

The bill entitled "An act to increase the capital stock and amend the articles of association of the Kingston Building Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | G. Clark | Irving | Parshall | Skillman |
| Allis | W. S. Clark | Jacobs | Penfield | C. L. Smith |
| A. H. Andrew | Cook | Jones | Place | Stannard |
| W. S. Andrews | Cornwall | Keady | Pond | Sullard |
| Babcock | Daily | Kinney | Prince | Topliff |
| Balcom | Dayton | Lawrence | Purdy | Tower |
| Bennet | Decker | Lefler | Ranney | Trainer |
| Bentley | Eaton | Loughran | Ray | Underwood |
| Bergen | J. L. Flagg | Lounsbury | A. Richardson | Van Valkenburgh |
| Bigelow | Frear | Mann | S. Richardson | Weed |
| Bradstreet | Gifford | Matthewson | Rider | Wells |
| Brush | Guigon | Nelson | Riley | A. I. Wood |
| Buel | Halsey | Nicholson | Sargent | F. H. Woods |
| Button | Hasbrouck | Palmer | Sherman | Younglove |
| Cameron | Hubbard | | | |

Those who voted in the negative, were.

D. Burns McKiever

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act for the preservation of the health of animals used for human food,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Cook | Humphrey | Parshall | Skillman |
| Allis | Cornwall | Jacobs | Penfield | C. L. Smith |
| W. S. Andrews | Daily | Jones | Pitts | L. E. Smith |
| Babcock | Davis | Kiernan | Pond | Stannard |
| Balcom | Decker | Kinney | Prince | Sullard |
| Bamler | Eaton | Lasher | Purdy | Sumner |
| Bentley | Farley | Lawrence | Quinn | Topliff |
| Bergen | J. L. Flagg | Leffler | Raber | Tower |
| Bigelow | Frear | Loughran | Ranney | Underwood |
| Bradstreet | Furman | Lounsbury | Ray | Weed |
| Brush | Galvin | Mann | A. Richardson | Wellington |
| Burhans | Gifford | McKiever | S. Richardson | Wells |
| D. Burns | Guigon | Miller | Rider | Williams |
| P. Burns | Halsey | Nicholson | Root | A. I. Wood |
| Cameron | Hartman | O'Reilly | Sargent | F. H. Woods |
| Campbell | Hasbrouck | Palmer | Selkreg | Younglove |
| G. Clark | Hubbard | | | |

For the negative,

F. H. Flagge

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. W. S. Andrews moved that the House take a recess until 7½ o'clock P. M.

Mr. Mallison moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion to adjourn, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. W. S. Andrews, and it was determined in the negative.

The bill entitled "An act in relation to wharves, piers and bulkheads in the cities of New York and Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 30 }
{ NOES 49 }

Those who voted in the affirmative, were

| | | | | |
|------------|----------|--------------|-----------|---------------|
| Ackert | Brush | J. L. Flagg | Jones | A. Richardson |
| Babcock | Burhans | F. H. Flagge | Lasher | S. Richardson |
| Balcom | Cameron | Guigon | Lounsbury | Skillman |
| Bergen | G. Clark | Halsey | Mann | Stannard |
| Bigelow | Clausen | Hasbrouck | Parshall | Underwood |
| Bradstreet | Cornwall | Humphrey | Ray | Williams |

Those who voted in the negative, were

| | | | | |
|--------------|---------|-----------|----------|------------|
| Allis | Farley | Kinney | Penfield | Sullard |
| A. H. Andrew | Frear | Lawrence | Pond | Sumner |
| Bennet | Furman | Lefler | Purdy | Tarbox |
| Bristol | Galvin | Mallison | Quinn | Topliff |
| D. Burns | Gifford | McKiever | Ranney | Tower |
| P. Burns | Hartman | Miller | Rider | Trainer |
| Chism | Hubbard | Murphy | Riley | Wells |
| W. S. Clark | Jacobs | Nelson | Selkreg | A. I. Wood |
| Cook | Johnson | O'Reilley | Sherman | Younglove |
| Davis | Kiernan | Palmer | Speaker | |

Mr. Hartman moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

Mr. Trainer moved that the House take a recess until 7½ o'clock p. m.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Jacobs moved to lay the present order of business on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker announced the daily order of business to be in order.

The several orders of business being laid on the table down to the "third reading of bills,"

The bill entitled "An act to amend an act entitled 'An act to open a square, to be known as Lafayette square, in the city of Brooklyn,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|----------|-----------|---------------|
| Ackert | Clausen | Humphrey | Moran | A. Richardson |
| Allis | Cook | Irving | Murphy | Riley |
| W. S. Andrews | Cornwall | Jacobs | Nelson | Root |
| Bamler | Eaton | Jones | Nicholson | Sherman |
| Bennet | Farley | Keady | O'Reilley | L. E. Smith |
| Bentley | Flach | Kiernan | Palmer | Speaker |
| Bergen | J. L. Flagg | Kinney | Parshall | Stannard |
| Bigelow | F. H. Flagge | La Bau | Penfield | Starr |
| Bradstreet | Frear | Lasher | Pitts | Sumner |
| Bristol | Galvin | Lawrence | Place | Tarbox |
| Brush | Gifford | Lefler | Pond | Tower |
| Burhans | Guigou | Loughran | Prince | Trainer |
| Campbell | Halsey | Mallison | Purdy | Underwood |
| Chapman | Hartman | Mann | Quinn | Wells |
| Chism | Howard | McKiever | Raber | Williams |
| G. Clark | Hubbard | Miller | Ranney | Younglove |
| W. S. Clark | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|---------|-----|---------|
| A. H. Andrew | Babcock | Gleason | Ray | Topliff |
|--------------|---------|---------|-----|---------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Jacobs moved to lay the present order of business on the table.

Mr. Speaker put the question whether the House would agree to said

motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Mr. Williams called for the consideration of the resolution heretofore offered by Mr. Raber, in the words following:

Resolved (if the Senate concur), That this House adjourn *sine die* on Friday, the 1st of May, at 10 o'clock P. M.

Mr. Jacobs moved to amend said resolution by striking out the words "Friday, the first," and inserting the words "Saturday, the second."

Mr. Allis moved to amend by striking out "12 P. M.," and inserting "12 M."

Mr. Hartman moved to lay the present order of business on the table, for the purpose of taking up "third reading of bills."

Mr. O'Reilly moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion to adjourn, and it was determined in the affirmative.

On motion of Mr. L. E. Smith, the House took a recess until 7½ o'clock P. M.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

By unanimous consent, on motion of Mr. Selkreg,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Binghamton Savings Bank in the village of Binghamton, Broome county,' passed April 18, 1867," have its third reading at 8 o'clock this evening.

On motion of Mr. Murphy,

Resolved, That the Attorney General be, and he is hereby instructed to inquire into the contract alleged to have been entered into between the agent and warden of Sing Sing prison & Swain and Fisher, for the employment of seventy-five convicts, to be devoted to the purposes of printing, stereotyping and electrotyping, and if found to be invalid, to take such measures as may effectually annul the same.

By unanimous consent, on motion of Mr. Skeels,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act for the relief of James D. Shuler, conferring jurisdiction upon the Canal Appraisers to hear and determine his claim for compensation for lands appropriated to the Erie canal," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. Miller,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act for the relief of John E. Westlake," and that the same be ordered to a third reading.

By unanimous consent,

Mr. W. S. Clark offered for the consideration of the House resolutions, in the words following:

Resolved (if the Senate concur), That fifteen hundred copies of the Transactions of the State Agricultural Society of 1867 be published for the use of said society; ten copies for each member of the Legislature; five copies for each officer and reporter of the same; ten copies for each county agricultural society electing one member of Assembly, a proportionate number for county societies in counties electing more than one member of Assembly; ten copies for each town society; fifty copies for the Regents of the University; that, in addition, there be the number

certified by the Secretary of said society to be requisite to meet the requirements of chapter 293 of Laws of 1862, to be distributed by the State Agricultural Society; and that said report be bound in the same manner as heretofore, and distributed as herein provided, at as early a day as practicable.

Resolved, That there be published of the annual report of the Transactions of the American Institute, for the year 1867, the same number for the Institute, members, officers, reporters and agricultural societies as are ordered in the foregoing.

Ordered, That said resolutions be laid on the table.

By unanimous consent,

Mr. Jones offered for the consideration of the House a preamble and resolution, in the words following:

Whereas, a wide diversity of opinion has long existed in the public mind as to the best manner of conducting our State prisons so as to reduce their present immense and constantly increasing expense to the State; and whereas, it has been publicly insinuated that the present enormous cost of said prisons has resulted more from extravagance and corruption than an honest and economical administration of their affairs; therefore,

Resolved, That a committee of three be appointed, with power to send for persons and papers, whose duty it shall be to make a careful and thorough investigation of the past and present mode of conducting said prisons, and to report the result of such investigation to the next Legislature, with such recommendations as may be suggested by such investigation; and that said committee shall make no charge against the State for their personal expenses in the discharge of their duties as members said of committee.

Ordered, That said resolution be laid on the table.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to incorporate the Inebriate's Home for Kings county,' passed May 9, 1867," with a message informing that they had passed the same, with the following amendments:

Section 1, line 3, engrossed bill, add the word "red." Line 10, change the word "there" to "thereafter." Line 11, change "H" to "Home," and strike out the word "twenty-five," and insert in lieu thereof the word "ten."

Section 6, line 7, repair the word "executed."

Section 7, line 5, add the letter "s" to the word "proceeding."

Insert as sections 10, 11 and 12, the following:

"§ 10. The money appropriated by the 1st section of this act, to be applied to the erection and furnishing of suitable buildings for said Home, and improving the grounds belonging thereto, shall not be expended, unless sanctioned by the mayor and city judge of the city of Brooklyn, the county judge of the county of Kings, in conjunction with the executive committee of said Home, who shall approve of all plans, specifications and contracts relating to the erection and furnishing said buildings, and improving said grounds; and the officers herein named are hereby declared to be members and trustees of said corporation, by virtue of their offices, and invested with all the power of the original incorporators.

"§ 11. The president of said Home shall in the month of January in each year, report to the Legislature the doings of said Home for the preceding year, which report shall state the amount of money received and on hand, the sources from whence received, the amount expended,

and for what expended, the number received into and discharged therefrom, together with such other information as may be deemed of general interest.

"§ 12. James S. T. Stranahan is hereby made one of the incorporators and trustees of the said Inebriate's Home, in the place of George Hall, deceased."

Change section "10," to "13."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Allis | W. S. Clark | Hubbard | Nelson | Selkreg |
| A. H. Andrew | Clausen | Humphrey | Nicholson | Sherman |
| Babcock | Cook | Irving | O'Reilley | Skillman |
| Bamler | Cornwall | Johnson | Palmer | C. L. Smith |
| Bennet | Daily | Jones | Pitts | Speaker |
| Bigelow | Davis | Keady | Place | Stannard |
| Bradstreet | Eaton | Kiernan | Purdy | Sullard |
| Bristol | Flach | Kinney | Quinn | Tarbox |
| Brush | J. L. Flagg | La Bau | Raber | Topliff |
| Burhans | F. H. Flagg | Lasher | Ranney | Tower |
| P. Burns | Galvin | Lefler | Reeve | Trainer |
| Cameron | Gleason | Loughran | A. Richardson | Wellington |
| Campbell | Guigou | Lounsbury | S. Richardson | Wells |
| Chapman | Halsey | Mann | Rider | Williams |
| Chism | Hartman | Moran | Riley | A. I. Wood |
| G. Clark | Hasbrouck | Murphy | Sargent | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend section 3 of an act entitled 'An act to consolidate common school districts Nos. 3, 4 and 5, in the village of Huntington, Suffolk county,' passed April 13, 1857," with a message informing that they had passed the same, with the following amendment:

Section 1, line 1, after the words "three of," strike out the words "said act," and insert the words "An act entitled 'An act to consolidate common school districts Nos. 3, 4 and 5, in the village of Huntington, Suffolk county,' passed April 13, 1857."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|---------|-----------|-------------|
| Allis | Chism | Halsey | Moran | Root |
| A. H. Andrew | G. Clark | Hartman | Murphy | Selkreg |
| W. S. Andrews | W. S. Clark | Hubbard | Nicholson | Sherman |
| Babcock | Clausen | Irving | O'Reilley | C. L. Smith |
| Balcom | Cook | Jones | Palmer | Speaker |
| Bennet | Cornwall | Keady | Pitts | Starr |
| Bentley | Daily | Kiernan | Place | Sullard |
| Bigelow | Davis | Kinney | Pond | Tarbox |

| | | | | |
|------------|--------------|-----------|---------------|------------|
| Bradstreet | Eaton | La Bau | Prince | Topliff |
| Bristol | Flach | Lasher | Raber | Torrey |
| Brush | J. L. Flagg | Lefler | Ranney | Tower |
| Buel | F. H. Flagge | Loughran | Ray | Trainer |
| Burhans | Frear | Lounsbury | A. Richardson | Underwood |
| P. Burns | Gifford | Mann | S. Richardson | Wellington |
| Button | Gleason | McKiever | Rider | Wells |
| Cameron | Guigou | Miller | Riley | A. I. Wood |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act conferring upon the Brooklyn Patent Pressed Brick Company power to hold real estate," with a message informing that they had passed the same, with the following amendment:

Add at the end of section 1 the words "to an amount sufficient therefor and no more."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Chapman | Hubbard | Nicholson | Sherman |
| Allis | G. Clark | Irving | O'Relley | Skillman |
| A. H. Andrew | W. S. Clark | Jacobs | Palmer | C. L. Smith |
| W. S. Andrews | Clausen | Jones | Parshall | Speaker |
| Babcock | Cook | Keady | Penfield | Starr |
| Balcom | Cornwall | Kiernan | Pitts | Sullard |
| Bennet | Davis | Kinney | Place | Tarbox |
| Bigelow | Dayton | La Bau | Pond | Topliff |
| Bradstreet | Eaton | Lefler | Prince | Torrey |
| Bristol | Flach | Loughran | Raber | Tower |
| Brush | J. L. Flagg | Lounsbury | Ranney | Underwood |
| Burhans | Galvin | Mann | Ray | Wells |
| D. Burns | Gifford | McKiever | S. Richardson | Williams |
| Button | Gleason | Moran | Rider | A. I. Wood |
| Cameron | Hartman | Murphy | Root | F. H. Woods |
| Campbell | Hasbrouck | Nelson | Selkreg | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to revive an act entitled 'An act respecting the appropriation of the waters of the Black river for the use of the Black River canal and the Erie canal feeder,' passed April 3, 1857, so far as the same may apply to the claims of George Smith and the heirs of William Smith," with a message informing that they had passed the same, with the following amendments:

Section 1, line 1, strike out the word "above," and insert in lieu thereof the word "act," and strike out the word "act," and insert in lieu thereof the following: "An act respecting the appropriation of the waters of the Black river for the use of the Black River canal and the Erie canal feeder," passed April 3, 1857, so far as the same may apply to the claims of George Smith and the heirs of William Smith."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------------|
| Ackert | G. Clark | Hartman | Miller | Sherman |
| Allis | W. S. Clark | Hasbrouck | Moran | Skeels |
| A. H. Andrew | Clausen | Hubbard | Murphy | Speaker |
| Babcock | Cook | Humphrey | Nelson | Stannard |
| Balcom | Cornwall | Jacobs | Nicholson | Sullard |
| Bamler | Daily | Jones | Parshall | Sumner |
| Bentley | Davis | Keady | Penfield | Topliff |
| Bigelow | Dayton | Kiernan | Prince | Tower |
| Bradstreet | Eaton | Kinney | Purdy | Underwood |
| Bristol | J. L. Flag | La Bau | Ranney | Van Valkenb'rgh |
| Brush | F. H. Flagge | Lefler | Ray | Wellington |
| Burhans | Frear | Little | A. Richardson | Wells |
| D. Burns | Galvin | Loughran | S. Richardson | Williams |
| Button | Gifford | Lounsbury | Root | A. I. Wood |
| Cameron | Gleason | Mann | Sargent | F. H. Woods |
| Campbell | Halsey | McKiever | Selkreg | Younglove |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to confirm the title of certain persons to real estate," with a message informing that they had passed the same, with the following amendment:

Amend the title by adding at the end thereof the words "questioned by reason of the alienation of former owners."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chapman | Hartman | Moran | Root |
| Allis | Chism | Hasbrouck | Murphy | Selkreg |
| A. H. Andrew | G. Clark | Hubbard | Nelson | Sherman |
| W. S. Andrews | W. S. Clark | Irving | Nicholson | Skeels |
| Babcock | Clausen | Jacobs | O'Reilly | Speaker |
| Balcom | Cook | Jones | Palmer | Stannard |
| Bamler | Cornwall | Keady | Penfield | Sullard |
| Bennet | Davis | Kiernan | Pitts | Tarbox |
| Bentley | Dayton | Kinney | Place | Topliff |
| Bergen | Decker | La Bau | Prince | Tower |
| Bradstreet | Eaton | Lasher | Purdy | Trainer |
| Bristol | J. L. Flag | Lawrence | Raber | Underwood |
| Brush | F. H. Flagge | Lefler | Ranney | Van Valkenb'rgh |
| Buel | Frear | Lounsbury | Ray | Weed |
| Burhans | Galvin | Mallison | A. Richardson | Wells |
| D. Burns | Gifford | Matthewson | S. Richardson | A. I. Wood |
| P. Burns | Gleason | McKiever | Rider | F. H. Woods |
| Button | Halsey | Miller | Riley | Younglove |
| Cameron | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to extend the time for the collection of Spring, Phila and Division street assessments in the village of Saratoga Springs, and to confirm the acts of the trustees relative thereto," with a message informing that they had passed the same, with the following amendments:

Section 1, line 15, strike out the words "Rensselaer and," and insert after the word "Saratoga," the words "and Schenectady."

Same section, line 18, strike out the word "June," and insert the word "July."

Section 2, line 6, after the word "unpaid," insert the words "together with the interest thereon, from the time the same became payable."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|---------------|-----------------|
| Ackert | Chapman | Guigon | Moran | Selkreg |
| Allis | Chism | Halsey | Murphy | Sherman |
| A. H. Andrew | W. S. Clark | Hartman | Nelson | Skeels |
| W. S. Andrews | Clausen | Hubbard | Nicholson | Skillman |
| Babcock | Cook | Humphrey | O'Reilly | C. L. Smith |
| Bentley | Cornwall | Irving | Palmer | Speaker |
| Bigelow | Daily | Jacobs | Penfield | Stannard |
| Bradstreet | Davis | Johnson | Place | Sumner |
| Bristol | Dayton | Keady | Pond | Tarbox |
| Brush | Eaton | Kiernan | Purdy | Topliff |
| Buel | Farley | Kinney | Quinn | Trainer |
| Burhans | Flach | La Bau | Ranney | Underwood |
| P. Burns | J. L. Flagg | Lawrence | Ray | Van Valkenburgh |
| Button | F. H. Flagg | Loughran | S. Richardson | Weed |
| Cameron | Galvin | Mann | Rider | F. H. Woods |
| Campbell | Gifford | McKiever | Root | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to incorporate the village of Ovid, in the county of Seneca," with a message informing that they had passed the same, with the following amendments:

Section 8, line 13, engrossed bill, after the word "thereof," insert the words "said trustees."

Section 7, line 7, engrossed bill, after the word "provisions," insert the words "and the provisions." Line 11, same section, strike out the words, "summarily without a jury."

Strike out section 8, and change numbers of subsequent sections to correspond.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|-----------|-------------|
| Ackert | Campbell | Hartman | Murphy | Sherman |
| Allis | Chism | Hasbrouck | Nicholson | Skeels |
| A. H. Andrew | G. Clark | Howard | O'Reilly | C. L. Smith |
| Babcock | W. S. Clark | Irving | Palmer | Speaker |
| Bamler | Cook | Jacobs | Penfield | Sullard |
| Bennet | Cornwall | Johnson | Pitts | Tarbox |
| Bentley | Davis | Jones | Place | Topliff |

| | | | | |
|------------|--------------|-----------|---------------|-------------|
| Bigelow | Eaton | Keady | Pond | Torrey |
| Bradstreet | Flach | Kinney | Prince | Tower |
| Bristol | J. L. Flagg | La Bau | Purdy | Trainer |
| Brush | F. H. Flagge | Laffer | Ray | Weed |
| Buel | Galvin | Lounsbury | S. Richardson | Wells |
| Burhans | Gifford | Mann | Rider | Williams |
| D. Burns | Gleason | McKiever | Riley | A. I. Wood |
| Button | Guigon | Miller | Root | F. H. Woods |
| Cameron | Halsey | Moran | Selkreg | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to incorporate the city of Lockport,' passed April 11, 1865, and the act amendatory thereof, passed April 12, 1866," with a message informing that they had passed the same, with the following amendments:

Strike out in section 1 from and after the word "election," down to and including the word "confirmed," in line 21.

Section 4, last line, strike out the word "eight," and insert the word "five."

Section 6, line 50, after the word "directed," insert the words "and the postage thereon prepaid." Same section, line 54, after the word "residence," insert the words "with the postage thereon prepaid."

Insert as section 7 the following:

"§ 7. Nothing herein contained shall affect any action or suit now pending in favor of or against any person holding or claiming to hold office under the charter of said city of Lockport."

Add as section 8 the following:

"§ 8. This act shall take effect immediately."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------------|
| Ackert | Chism | Howard | Moran | Selkreg |
| Allis | G. Clark | Hubbard | Murphy | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | Nelson | Skillman |
| Babcock | Clausen | Irving | Nicholson | Speaker |
| Balcom | Cook | Jacobs | Palmer | Stannard |
| Bennet | Cornwall | Jones | Pitts | Starr |
| Bentley | Davis | Keady | Place | Sullard |
| Bigelow | Eaton | Kiernan | Pond | Tarbox |
| Bradstreet | Flach | Kinney | Prince | Topliff |
| Bristol | J. L. Flagg | La Bau | Purdy | Torrey |
| Brush | F. H. Flagge | Lasher | Quinn | Tower |
| Buel | Frear | Laffer | Raber | Trainer |
| D. Burns | Galvin | Loughran | Ray | Underwood |
| P. Burns | Gifford | Lounsbury | S. Richardson | Van Valkenburgh |
| Button | Gleason | Mann | Rider | Weed |
| Cameron | Halsey | McKiever | Riley | Wells |
| Campbell | Hasbrouck | Miller | Root | A. I. Wood |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

Mr. O'Reilly moved to lay the present order of business on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Irving, from the committee on railroads, to which was referred the bill entitled "An act to provide for the consolidation of the Greenpoint and Williamsburgh railroad with the Nassau railroad, of Brooklyn," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to amend an act, passed May 9, 1867, entitled 'An act making the turnpike and bridges of the Ravenswood, Hallett's Cove and Williamsburgh Turnpike and Bridge Company free, and providing for the maintenance of the same, and for the rebuilding of the bridge over Newtown creek,'" with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Hartman moved to take from the table the motion to reconsider the vote on the bill entitled "An act to amend chapter 97 of the Laws of 1865, entitled 'An act enabling the banks of this State to become associations for the purpose of banking under the laws of the United States.'"

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | Cook | Irving | Nicholson | Skillman |
| A. H. Andrew | Cornwall | Jacobs | O'Reilly | C. L. Smith |
| Babcock | Davis | Johnson | Parshall | Speaker |
| Bamler | Dayton | Jones | Penfield | Stannard |
| Bennet | Eaton | Keady | Pond | Sullard |
| Bigelow | Flach | Kiernan | Prince | Tarbox |
| Bradstreet | F. H. Flagge | La Bau | Purdy | Topliff |
| Bristol | Furman | Lasher | Quinn | Tower |
| Buel | Galvin | Lefler | Raber | Trainer |
| D. Burns | Gifford | Loughran | S. Richardson | Underwood |
| P. Burns | Gleason | Lounsbury | Rider | Weed |
| Button | Halsey | Mann | Root | Wells |
| Cameron | Hartman | Moran | Selkreg | A. I. Wood |
| Chism | Hasbrouck | Murphy | Sherman | F. H. Woods |
| G. Clark | Hubbard | Nelson | Skeels | Younglove |
| Clausea | | | | |

Those who voted in the negative, were

Kinney McKiever Ranney

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|--------|----------|-------------|
| Ackert | Campbell | Guigon | Nelson | L. E. Smith |
| Allis | Chapman | Halsey | Parshall | Speaker |

| | | | | |
|----------|--------------|-----------|---------------|-----------------|
| Babcock | G. Clark | Hartman | Penfield | Stannard |
| Bamler | W. S. Clark | Hasbrouck | Pond | Starr |
| Bennet | Clausen | Hubbard | Prince | Sumner |
| Bentley | Cook | Jacobs | Purdy | Tower |
| Bergen | Cornwall | Johnson | Raber | Trainer |
| Bigelow | Daily | Jones | Ranney | Underwood |
| Bristol | Dayton | Keady | S. Richardson | Van Valkenburgh |
| Brush | Eaton | La Bau | Rider | Weed |
| Burhans | Flach | Lasher | Riley | Wells |
| D. Burns | F. H. Flagge | Lawrence | Root | Wiley |
| P. Burns | Frear | Mann | Selkreg | Williams |
| Button | Galvin | McKiever | Sherman | F. H. Woods |
| Cameron | Gifford | Miller | Skillman | Younglove |

Those who voted in the negative, were

| | | | | |
|--------------|----------|-------|--------|---------|
| A. H. Andrew | O'Reilly | Quinn | Tarbox | Topliff |
| Kinney | | | | |

When the name of Mr. Kinney was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Binghamton Savings Bank, in the village of Binghamton, Broome county, New York,' passed April 18, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 83 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Cameron | Halsey | Miller | Skillman |
| Allis | Chapman | Hartman | Moran | C. L. Smith |
| A. H. Andrew | G. Clark | Hasbrouck | Nelson | L. E. Smith |
| W. S. Andrews | W. S. Clark | Hubbard | Parshall | Speaker |
| Babcock | Clausen | Jacobs | Penfield | Stannard |
| Bamler | Cook | Johnson | Place | Sullard |
| Bennet | Cornwall | Jones | Pond | Sumner |
| Bentley | Davis | Keady | Prince | Tower |
| Bergen | Dayton | Kiernan | Purdy | Trainer |
| Bigelow | Decker | Kinney | Ranney | Underwood |
| Bradstreet | Eaton | La Bau | Ray | Van Valkenburgh |
| Bristol | Flach | Lasher | S. Richardson | Wells |
| Brush | J. L. Flagge | Lawrence | Rider | Wiley |
| Burhans | F. H. Flagge | Lefler | Riley | A. I. Wood |
| D. Burns | Frear | Lounsberry | Root | F. H. Woods |
| P. Burns | Gifford | Mann | Selkreg | Younglove |
| Button | Guigou | McKiever | | |

For the negative,

O'Reilly

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize the Poorman's Gold and Silver Mining Company of Idaho to change its place of business," was read a third time.

Mr. Speaker put the question whether the House would agree to the

final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Allis | Clausen | Humphrey | Parshall | Skillman |
| A. H. Andrew | Cook | Jones | Penfield | L. E. Smith |
| W. S. Andrews | Cornwall | Kiernan | Pond | Speaker |
| Babcock | Daily | Kinney | Prince | Stannard |
| Bamler | Dayton | La Bau | Purdy | Tarbox |
| Bennet | Decker | Lasher | Quinn | Topliff |
| Bergen | Eaton | Lefler | Raber | Trainer |
| Bigelow | Flach | Little | Ranney | Underwood |
| Bradstreet | F. H. Flagge | Lounsbury | Ray | Van Valkenb'rgh |
| Bristol | Galvin | Mann | S. Richardson | Weed |
| Brush | Gifford | Miller | Rider | Wells |
| Buel | Halsey | Moran | Root | Williams |
| Burhans | Hartman | Murphy | Selkreg | A. I. Wood |
| P. Burns | Hasbrouck | Nelson | Sherman | F. H. Woods |
| G. Clark | Hubbard | Palmer | Skeels | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to legalize the acts of G. S. Sawins, Samuel Hopper, Joseph Newton, H. W. Seymour and S. H. Kirkland as trustees of the corporation of the village of Antwerp," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------------|
| Ackert | Clausen | Jacobs | Nelson | Selkreg |
| Allis | Cook | Johnson | Nicholson | Sherman |
| A. H. Andrew | Cornwall | Jones | O'Reilley | Skeels |
| Babcock | Davis | Keady | Parshall | Skillman |
| Bamler | Dayton | Kiernan | Penfield | L. E. Smith |
| Bennet | Decker | Kinney | Pond | Speaker |
| Bergen | Eaton | La Bau | Prince | Starr |
| Bigelow | Flach | Lasher | Purdy | Sullard |
| Bradstreet | F. H. Flagge | Lawrence | Quinn | Sumner |
| Bristol | Galvin | Lefler | Raber | Tarbox |
| Brush | Gifford | Little | Ranney | Topliff |
| Burhans | Gleason | Lounsbury | Ray | Tower |
| D. Burns | Guigou | Mann | A. Richardson | Trainer |
| Button | Halsey | McKiever | S. Richardson | Underwood |
| Cameron | Hartman | Miller | Rider | Van Valkenb'rgh |
| Campbell | Hasbrouck | Moran | Riley | Weed |
| G. Clark | Hubbard | Murphy | Sargent | Wells |
| W. S. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Root moved to take from the table the motion to reconsider the vote on the bill entitled "An act to repeal chapter 440 of the Laws of 1864, entitled 'An act to construct a highway from Adirondack to Saranac.'"

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-----------------|
| Ackert | G. Clark | Humphrey | Nelson | Sherman |
| Allis | W. S. Clark | Irving | Nicholson | Skeels |
| A. H. Andrew | Cook | Jacobs | Parshall | Skillman |
| Babcock | Cornwall | Jones | Penfield | C. L. Smith |
| Bennet | Daily | Keady | Place | L. E. Smith |
| Bentley | Davis | Kiernan | Pond | Sullard |
| Bergen | Decker | Kinney | Prince | Tarbox |
| Bigelow | Eaton | La Bau | Purdy | Topliff |
| Bradstreet | Flach | Lasher | Quinn | Torrey |
| Bristol | F. H. Flagge | Lawrence | Raber | Tower |
| Brush | Frear | Lefler | Ranney | Trainer |
| Buel | Galvin | Little | Ray | Underwood |
| Burhans | Gifford | Mann | S. Richardson | Van Valkenb'rgh |
| P. Burns | Gleason | McKiever | Rider | Weed |
| Button | Halsey | Miller | Root | Wells |
| Campbell | Hartman | Moran | Selkreg | A. I. Wood |
| Chapman | Howard | Murphy | | |

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------------|
| Ackert | Cameron | Halsey | Moran | Sherman |
| Allis | Campbell | Hartman | Murphy | Skillman |
| A. H. Andrew | Chapman | Hubbard | Nelson | C. L. Smith |
| Babcock | G. Clark | Humphrey | Nicholson | L. E. Smith |
| Bamler | W. S. Clark | Irving | O'Reilly | Speaker |
| Bennet | Clausen | Jacobs | Parshall | Sullard |
| Bentley | Cook | Johnson | Penfield | Sumner |
| Bergen | Cornwall | Keady | Pond | Topliff |
| Bigelow | Davis | Kiernan | Purdy | Tower |
| Bradstreet | Dayton | Kinney | Raber | Trainer |
| Bristol | Decker | La Bau | Ranney | Underwood |
| Brush | Eaton | Lawrence | S. Richardson | Van Valkenb'rgh |
| Buel | Flach | Little | Rider | Weed |
| Burhans | J. L. Flagge | Lounsbury | Riley | Williams |
| P. Burns | F. H. Flagge | Mann | Root | A. I. Wood |
| Button | Guigon | McKiever | Selkreg | Younglove |

For the negative,

Quinn

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Riley moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill entitled "An act to regulate the ferry between Rondout and Rhinebeck on the Hudson river, known as the Rondout and Rhinebeck ferry," being announced for third reading,

Mr. Ackert moved to recommit the same to the committee on commerce and navigation.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to authorize a change of route of a certain railroad in Bergen street, Brooklyn, and for other purposes," being announced for third reading,

Mr. Jacobs moved to lay the same on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to amend title 10 of chapter 8 of part 3 of the Revised Statutes, relative to bawdy houses," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 6 }

Those who voted in the affirmative were

| | | | | |
|--------------|-------------|-----------|---------------|-----------------|
| Ackert | Cameron | Hartman | Nicholson | Skeels |
| Allis | Chapman | Hasbrouck | Parshall | Skillman |
| A. H. Andrew | G. Clark | Humphrey | Penfield | L. E. Smith |
| Babcock | W. S. Clark | Irving | Pond | Stannard |
| Bamler | Cook | Kiernan | Prince | Sullard |
| Bennet | Cornwall | Kinney | Purdy | Tarbox |
| Bentley | Daily | La Bau | Raber | Topliff |
| Bergen | Davis | Lounsbury | Ranney | Tower |
| Bigelow | Dayton | Mann | Ray | Underwood |
| Bradstreet | Decker | McKiever | S. Richardson | Van Valkenburgh |
| Bristol | Eaton | Miller | Rider | Weed |
| Brush | Gifford | Moran | Root | Wells |
| Buel | Guigou | Murphy | Selkreg | Williams |
| D. Burns | Halsey | Nelson | Sherman | Younglove |
| P. Burns | | | | |

Those who voted in the negative, were

| | | | | |
|---------|---------|----------|--------|-------|
| Clausen | Johnson | Lawrence | Little | Starr |
| Flach | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Younglove,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the bill entitled "An act for the regulation of public cemeteries in Saratoga county," and that the same now have its third reading.

Said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------|-------------|----------|-----------|-------------|
| Ackert | W. S. Clark | Humphrey | Nicholson | Skillman |
| Allis | Cook | Irving | O'Reilly | C. L. Smith |

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | Cornwall | Jacobs | Parshall | L. E. Smith |
| Babcock | Daily | Johnson | Penfield | Speaker |
| Bamler | Davis | Keady | Pond | Stannard |
| Bentley | Dayton | Kiernan | Purdy | Sullard |
| Bergen | Decker | Kinney | Quinn | Sumner |
| Bigelow | Eaton | La Bau | Raber | Tarbox |
| Bradstreet | Flach | Lasher | Ranney | Topliff |
| Brush | J. L. Flag | Little | Ray | Trainer |
| Buel | F. H. Flagge | Loughran | S. Richardson | Underwood |
| Barhans | Galvin | Lounsberry | Rider | Van Valkenburgh |
| D. Burns | Guigou | Mann | Root | Williams |
| P. Burns | Halsey | McKiever | Selkreg | A. I. Wood |
| Cameron | Hartman | Miller | Sherman | F. H. Woods |
| Chapman | Hasbrouck | Moran | Skeels | Younglove |
| G. Clark | Hubbard | Nelson | | |

Those who voted in the negative, were

Clausen Lawrence Murphy

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Jacobs, the bill entitled "An act to authorize a change of route of a certain railroad in Bergen street, Brooklyn, and for other purposes," was taken from the table, and by unanimous consent, and on motion of Mr. Jacobs, amended as follows:

Add at the end of the second section the words: "but said company shall not have power to lay any tracks on said Vanderbilt or Carlton avenue, without first securing the consent of a majority of the owners of property, fronting on that part of the street through which said road is to run."

On motion of Mr. Jacobs, said bill was again laid upon the table.

By unanimous consent,

Mr. Bamler, from the committee on trade and manufactures, to which was referred the Senate bill entitled "An act to extend the time for the organization of the Albany Iron Manufacturing Company," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Keady, said bill was recommitteed to the committee, with power to report complete at any time.

On motion of Mr. Hartman, at 9 o'clock and 30 minutes, the House adjourned.

THURSDAY, APRIL 30, 1868.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Wyckoff.

On motion of Mr. W. S. Clark, the reading of the minutes of yesterday was dispensed with, and the same approved.

The Senate returned the bill entitled "An act making appropriations for the support of government," with a message informing that they consent to a committee of conference, and have appointed Messrs. O'Donnell, Folger and Murphy as such committee on the part of the Senate.

Mr. Speaker announced that owing to the absence of Mr. Kiernan, Mr. Sumner was substituted in his place on the part of the House.

The Senate returned the bill entitled "An act making an appropriation to pay the expenses of the collection of tolls, superintendence, ordinary

repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1868," with a message informing that they consent to the appointment of a committee of conference, and have appointed as such committee on the part of the Senate Messrs. Stanford, Kennedy and Nichols.

The Senate returned the Senate bill entitled "An act to close Eleventh street, in the city of Brooklyn, and to construct a canal in the place thereof," with a message informing that they concur in the amendments of the Assembly thereto.

Ordered. That the Clerk return said bill to the Senate.

The Senate returned the bills entitled as follows:

"An act authorizing the making of indices to records of naturalization in the clerk's office of Oneida county."

"An act in relation to a State ditch in the towns of Mentz and Montezuma, Cayuga county."

"An act for the relief of the heirs and representatives of Jeremiah McCarty, deceased."

"An act for the relief of Chauncey Lane."

"An act explanatory of chapter 194 of the Laws of 1867, in relation to a revision of the Constitution."

"An act for the relief of Ira Peck and Robert Robinson and sons."

"An act to amend an act entitled 'An act to incorporate the Inebriate's Home for Kings county,' passed May 9, 1867."

"An act to incorporate the village of Ovid, in the county of Seneca."

"An act in relation to the working of the quarry contract at the State prison at Sing Sing."

"An act for the relief of Frederick C. Thurber."

"An act conferring upon the Brooklyn Patent Pressed Brick Company power to hold real estate."

"An act to extend the time for the collection of Spring, Phila and Division street assessments, in the village of Saratoga Springs, and to confirm the acts of the trustees relative thereto."

"An act to amend chapter 554 of the Laws of 1865, entitled 'An act to establish a Capital Police district, and to provide for the government thereof.'"

Ordered. That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to incorporate the Bushwick Savings Bank, of the city of Brooklyn."

"An act to amend an act entitled 'An act to incorporate the village of Cambridge,' passed April 16, 1866."

"An act to amend an act entitled 'An act to amend the act entitled An act to incorporate the city of Troy,' passed March 29, 1822."

"An act to enable the village of Mexico, in Oswego county, to raise money for certain purposes."

"An act to amend an act entitled 'An act in relation to a certain highway and certain highway taxes in the county of Hamilton,' passed April 22, 1867, and to provide for relocating said highway over the lands of Isaac Williams."

"An act authorizing an appropriation to preserve the State bridge across the Sacandaga river, in the county of Saratoga."

"An act to regulate, grade, widen, macadamize and improve a public highway in the towns of Eastchester and Westchester, in the county of Westchester, commonly called the 'Old White Plains Road,' and also a portion of First street, in the village of Mount Vernon."

"An act authorizing the executor of the last will and testament of Peter Ten Broeck, deceased, to pay to the trustees of the Ten Broeck Free Academy the legacy bequeathed by said will for the use of said academy."

"An act to regulate a road in the town of Palatine, Montgomery county."

"An act to legalize the acts and proceedings of Daniel Hawks, a justice of the peace of the town of Andes, county of Delaware."

"An act to incorporate the Rhinebeck Gas Company."

"An act to incorporate the village of Corfu."

"An act to legalize the proceedings of the trustees and assessors of the village of Albion, in reference to widening Canal street."

"An act for the improvement of the navigation of Big Chazy river."

"An act for the relief of the Central Plank Road Company, situated in the county of Oswego."

"An act to authorize the commissioners of highways of the town of Deerfield to borrow money to pay indebtedness."

"An act to amend an act entitled 'An act to incorporate the Carthage Savings Bank.'"

"An act to authorize the Albany Union Foundry Company to increase its capital stock."

"An act to amend an act entitled 'An act to authorize the Fayetteville and Syracuse Plank Road Company to construct a railroad on and near its present route,' passed April 23, 1867."

"An act to authorize the commissioners of highways of the towns of Lockport and Newfane to purchase the Long Causeway Turnpike, located on the boundary line between said towns, and owned by David Maxwell."

"An act to define the powers and duties of commissioners of highways in the town of Cortlandt, in the county of Westchester, in relation to laying out and constructing new roads and the construction of bridges in said town, and prescribing the mode of assessing and paying the costs and damages therefor."

"An act to authorize the commissioners of highways of the town of Brighton to acquire the right of way for such portions of the River road in said town as have been wholly or partially destroyed, through any adjacent orchards or sites of fruit trees, by an assessment of damages to the owners in the same manner as in other cases."

"An act authorizing a special town meeting in the town of Salina, Onondaga county, for the purpose of raising an increased amount of money for the support of roads in said town."

"An act to provide for laying out, opening and grading a public road or highway in the town of Flushing, Queens county."

"An act to empower Ulster Lodge, No. 59, of the Independent Order of Odd Fellows of the State of New York, in the village of Saugerties and county of Ulster, to hold and convey real and personal estate, and constitute the same a corporation."

"An act to repeal chapter 270 of the Laws of 1867, entitled 'An act to amend an act entitled An act to amend the Revised Statutes in relation to laying out public roads and the alteration thereof, in the towns of North Castle, Bedford and Lewisborough, in the county of Westchester,' passed April 12, 1859."

"An act to repeal section 3 of chapter 439 of the Laws of 1867, entitled 'An act to extend the charter and increase the capital stock of the Smithsboro' and Nichols Bridge Company,' passed April 19, 1867."

"An act to more particularly define the duties of overseers of highways and their appointment, in conformity with the provisions of chapter 522 of Laws of 1865."

"An act to incorporate the German Benevolent Society of Staten Island."

"An act to release the title of the people of the State of New York to certain lands in the town of Gates, county of Monroe, to Joanna Redman."

"An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the village of Ballston Spa,' passed April 12, 1855."

"An act to authorize the Society of Agriculture and Horticulture of Westchester county to mortgage, lease or sell real estate."

"An act to make the office of supervisor of Erie county a salaried office, and to regulate the salaries of clerk and sergeant-at-arms of said board of supervisors of Erie county."

"An act authorizing and requiring the town of Franklinville, in the county of Cattaraugus, to purchase and acquire title in said town for Buffalo and Washington Railroad Company."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act to enable the taxpaying electors of the village of Geneseo to raise money in aid of the Wadsworth Normal and Training School, located in that village."

"An act authorizing the city of Syracuse to loan its credit in aid of the Syracuse and Chenango Valley Railroad Company."

"An act to incorporate the New York Elevator Company."

Ordered, That the Clerk return said bills to the Senate.

A message from the Senate was received and read, in the words following:

Resolved, That a respectful message be sent to the honorable the Assembly, requesting that body to return to the Senate the Assembly bill entitled "An act to incorporate the village of College Point, Queens county, passed April 5, 1867."

Resolved, That a respectful message be sent to the Assembly, requesting that body to return to the Senate the Assembly bill entitled "An act to amend the act incorporating the village of Phoenix, in the county of Oswego."

Mr. Speaker announced the special order, being the consideration of the bill entitled "An act to make provision for the government of the city of New York."

The House then resolved itself into a committee of the whole on said bill, and after some time spent therein, Mr. Dayton, from said committee, reported progress on the same, and asked leave to sit again.

The question being on granting leave,

Mr. Frear moved to discharge the committee of the whole from the further consideration of the same, and that it be now read a third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 18 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Ackert | Clausen | Howard | Moran | Skeels |
| Bamler | Cornwall | Hubbard | Murphy | Skillman |
| Bennet | Daily | Humphrey | Nelson | C. L. Smith |
| Bentley | Dayton | Irving | O'Reilly | Speaker |
| Bergen | Decker | Jacobs | Parshall | Starr |
| Bradstreet | Eaton | Johnson | Penfield | Sullard |
| Bristol | Flach | Jones | Place | Sumner |
| Brush | J. L. Flag | Keady | Pond | Topliff |
| Buel | F. H. Flagge | Kinney | Prince | Tower |
| Burhans | Frear | Lasher | Purdy | Trainer |
| D. Burns | Furman | Little | Quinn | Weed |
| Button | Galvin | Loughran | Raber | Wells |
| Cameron | Gleason | Lounsbury | A. Richardson | Wiley |
| Campbell | Guigon | Mann | Rider | Williams |
| Chapman | Halsey | Matthewson | Riley | A. I. Wood |
| Chism | Hartman | McKiever | Root | F. H. Woods |
| W. S. Clark | Hasbrouck | Miller | Sherman | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|--------|---------------|------------|
| Allis | Cook | Palmer | S. Richardson | Tarbox |
| A. H. Andrew | Farley | Pitts | Sargent | Wellington |
| Babcock | Gifford | Ranney | Selkreg | Younglove |
| G. Clark | La Bau | Ray | | |

When the name of Mr. Allis was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. L. E. Smith was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to incorporate the New York Health and Accident Insurance Company," with a message informing that they had passed the same, with the following amendments:

Section 1, line 1, strike out the word "that."

Section 3, line 2, engrossed bill, strike out the word "stock." Line 3, after the word "hundred," insert the words "and ten," and strike out the words "divided into five thousand," and insert the following: "one hundred thousand dollars of which shall be deposited with the Insurance Department as required by law, and said capital shall be divided into." Add at the end of section 3, the following: "and may by a vote of a majority of the stockholders of said corporation be increased to not more than five hundred thousand dollars."

Strike out section 8, and change number of subsequent sections to correspond.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Ackert | Chapman | Hartman | Murphy | G. L. Smith |
| Allis | G. Clark | Hasbrouck | Nicholson | L. E. Smith |
| A. H. Andrew | W. S. Clark | Hubbard | O'Reilly | Speaker |
| Babcock | Cook | Humphrey | Parshall | Stannard |
| Balcom | Cornwall | Irving | Penfield | Sullard |
| Bennet | Daily | Jacobs | Pond | Sumner |
| Bentley | Davis | Johnson | Prince | Topliff |
| Bergen | Dayton | Keady | Raber | Torrey |
| Bradstreet | Decker | Kinney | Ranney | Trainer |
| Bristol | Eaton | La Bau | Ray | Van Valkenburgh |
| Brush | Flach | Loughran | S. Richardson | Weed |
| Burhans | Frear | Lounsbury | Rider | Wells |
| D. Burns | Furman | Mann | Sargent | A. I. Wood |
| Button | Gifford | Matthewson | Sherman | F. H. Woods |
| Cameron | Gleason | McKiever | Skeels | Younglove |
| Campbell | Halsey | Moran | Skillman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act declaring certain lands not exempt from taxation, and providing for the payment of the taxes due thereon from the years 1863 to 1868 inclusive," with a message informing that they had passed the same, with the following amendments:

Section 1, Line 11, engrossed bill, add at the end of said line 11 the following: "in case the provisions of section four are not conflicted with."

Section 3, line 1, strike out the word "six" and insert the word "two" in lieu thereof. Same section, line 2, strike out the words "the passage of," and insert after the word "act" the words "shall take effect." Same section, strike out from and after the word "that," in line 7, to and including the whole of line 8.

Strike out section 4 and insert in lieu thereof the following:

"Section 4. This act shall take effect on the 31st day of December, 1868, unless said company shall construct and complete twelve miles of its road northward from its present terminus, in which case this act shall take effect on the 31st day of December, 1869, unless said company shall construct and complete twelve miles more of its road northward from its then present terminus, in which case this act shall take effect on the 31st day of December, 1870, unless the said company shall construct and complete eleven miles more of its road northward from the then terminus, being the twenty-four miles above specified; and if said company shall so construct said thirty-five miles, as provided by this section, then said company shall be entitled to all the rights, privileges, exemptions and franchises granted by chapter 236 of the Laws of 1863."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | Chapman | Hubbard | Nicholson | Skillman |
| Allis | Chism | Humphrey | O'Reilly | C. L. Smith |
| A. H. Andrew | G. Clark | Irving | Palmer | Speaker |
| W. S. Andrews | W. S. Clark | Jacobs | Pitts | Stannard |
| Babcock | Clausen | Johnson | Pond | Sullard |
| Balcom | Cook | Jones | Prince | Sumner |
| Bennet | Cornwall | Keady | Purdy | Tarbox |
| Bentley | Dayton | Kinney | Ranney | Topliff |
| Bergen | Decker | La Bau | Ray | Tower |
| Bradstreet | Eaton | Lasher | A. Richardson | Trainer |
| Bristol | Flach | Little | S. Richardson | Van Valkenburgh |
| Brush | Frear | Loughran | Rider | Weed |
| Buel | Furman | Matthewson | Riley | Wellington |
| D. Burns | Gifford | McKiever | Root | Wells |
| P. Burns | Gleason | Miller | Selkreg | A. I. Wood |
| Button | Halsey | Murphy | Sherman | F. H. Woods |
| Cameron | Hartman | Nelson | Skells | Younglove |
| Campbell | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the village of Hornellsville,' passed April 9, 1867," with a message informing that they had passed the same, with the following amendments (reference to engrossed bill):

Section 1, strike out all after the word "amended," in line 3, and insert as follows: "so as to read as follows: The officers of said village shall consist of a president, one trustee for each ward, who shall be a resident thereof, a police justice, three assessors, a collector, a clerk, a treasurer, a street superintendent, not more than two policemen, and such subordinate officers as are authorized by this act or by general laws."

Strike out section 3, and change numbers of subsequent sections to correspond.

Section 4, strike out from and after the word "by," in line 1, to and including the word "and," in line 2, and insert the words "adding thereto the." Same section, strike out in line 3 the words "are hereby added to said section."

Section 6, line 3, insert at the beginning of said line "§ 27."

Strike out section 6 (new number), and insert as such section the following:

"§ 6. Subdivision 4 of section 28 of said act is hereby amended so as to read as follows: To see that the officers of the village perform their duties faithfully, and to remove for official misconduct or neglect of duty officers holding under their appointment."

Strike out section 8 (new number), and insert as section 8 the following:

"§ 8. Subdivision 13 of section 29 is hereby amended so as to read as follows: To give the names to streets, and numbers to tenements and blocks, and to change the same, and to compel owners or occupants of buildings to affix thereto the proper number thereof, in such manner as they may direct."

Strike out section 13 (new number), and change number of subsequent section.

The amendments having been read,
Mr. Speaker put the question whether the House would concur in the

same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Allis | Chism | Hartman | Matthewson | Riley |
| A. H. Andrew | G. Clark | Hasbrouck | Miller | Root |
| Babcock | W. S. Clark | Hubbard | Murphy | Selkreg |
| Balcom | Clausen | Humphrey | Nelson | Skillman |
| Bamler | Cook | Irving | Nicholson | L. E. Smith |
| Bennet | Cornwall | Jacobs | Palmer | Speaker |
| Bentley | Daily | Johnson | Penfield | Stannard |
| Bigelow | Davis | Jones | Pond | Sullard |
| Bradstreet | Dayton | Keady | Prince | Sumner |
| Bristol | Decker | Kinney | Purdy | Topliff |
| Brush | Eaton | La Bau | Quinn | Torrey |
| Buel | Farley | Lasher | Raber | Tower |
| Burhans | F. H. Flagge | Lawrence | Ranney | Trainer |
| D. Burns | Frear | Little | Ray | Weed |
| P. Burns | Furman | Lounsbury | A. Richardson | Wellington |
| Button | Gifford | Mallison | S. Richardson | A. I. Wood |
| Campbell | Gleason | Mann | Rider | Younglove |
| Chapman | Halsey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to provide for widening the Coney Island plank road, in the county of Kings, and for the subsequent management thereof," with a message informing that they had passed the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

"SECTION 1. It shall be lawful for the commissioners of Prospect Park, in the city of Brooklyn, by resolution adopted at a legal meeting held by them, to order and direct the widening and extension of the Coney Island plank road in Kings county, or any part thereof (but such widening not to exceed forty feet), in such manner as they shall judge expedient; to fix a district or limit of assessment, within which the property benefited shall be assessed to defray the expense of such improvement, and to cause a proper survey and map of such proposed improvement and assessment district to be made. Previous notice of the time and place of such meeting, stating place, the intention of the commissioners to take action under this section, shall be published fourteen days successively in all of the daily newspapers printed and published in the city of Brooklyn, and they shall hear parties interested at the time and place specified, and at any subsequent time or times to which the meeting shall be adjourned, in relation to the subject; and such adjournments are hereby authorized.

"§ 2. The said commissioners shall cause application to be made to the supreme court of the second judicial district, and said court may select and appoint three disinterested persons, who shall be residents of said county, to estimate and assess the expense of said improvement and the amount of damages included, the value of land taken, and benefits to be sustained and derived therefrom by the owners of such lands and buildings as may be affected thereby, and the Coney Island Plank Road Company; which said persons, after being duly sworn before some officer authorized to administer oaths faithfully to perform the duties devolved upon them, shall diligently proceed with the same,

and after the completion of such estimate and assessment shall make a detailed report thereof. Said report shall be at all times subject to review and correction until the same shall be deposited with the said commissioners of Prospect Park. Notice of the time and place of meeting for the purpose of hearing objections to said report, and for revising and correcting the same, shall be published fourteen days successively in all of the daily newspapers printed and published in the city of Brooklyn, and they shall hear parties interested at the time and place specified, and at any subsequent time or times to which the meeting shall be adjourned in relation to the subject. Such adjournments are hereby authorized. After hearing such objections and making such review, and the corrections, if any, of the said report, the same shall be deposited with the said commissioners of Prospect Park, and not before.

"§ 3. Upon said report being so deposited, it shall be the duty of the said commissioners of Prospect Park to cause at least twenty days' previous notice to be given by publication thereof daily in all the daily newspapers printed and published in the city of Brooklyn, that application will be made at a special term of the supreme court of the second judicial district, to be held in said county of Kings, at a time to be therein designated, to have the said report confirmed. Appeal may be taken from said report, by service of notice on said commissioners, at least six days before the time fixed for such application, setting forth the name of the objector, and a brief statement of the nature of the objections; and at the time of such application, such appeal shall be heard and decided by the court, under such regulations as it shall prescribe for that purpose. The said court shall have power to confirm, alter, amend, or refer back the said report, as may be deemed proper, and to make any further order in the premises, until the final confirmation thereof.

"§ 4. After the final confirmation of the report, the same shall be filed in the office of the clerk of the county of Kings, and upon the payment of the awards to the parties entitled thereto, the said commissioners of Prospect Park shall be authorized to cause such improvement to be made. Sixty days shall be allowed to owners of lands and premises within which to remove their fences and buildings and to widen and extend the said road on their respective premises; after which period the said commissioners shall cause the said road to be widened and extended, according to the plan adopted, in such parts thereof where the same shall not already have been done.

"§ 5. The said commissioners of Prospect Park shall have power to appoint a collector of the assessment for such improvement, who shall give bonds for the faithful performance of his duties, and shall pay over the moneys when collected, to said commissioners, who, upon the final collection of such assessments, shall pay the awards to the persons entitled thereto. Said collector shall be entitled to a compensation of one per cent on all sums that shall be paid to him within four weeks after notice shall have been published in all of said newspapers of the time and place where such payments may be made and at least one day in every week for four successive weeks after the completion of the publication of the said notice shall be designated for that purpose. After the expiration of the said four weeks he shall be entitled to a compensation of five per cent on the money thereafter collected by him. Such compensation shall in either case be paid by the party assessed over and above his assessments."

"§ 6. The said supreme court shall have power to make such order as

shall be found necessary, in protecting the interests of minors and incompetent persons, who may be interested in said proceedings."

"§ 7 All assessments made and confirmed as aforesaid, shall be a lien upon the lands and premises upon which the same shall have been laid, and such lands and premises shall be subject to sale therefor, if the same be not paid within sixty days from the time of such confirmation. The present existing provisions of law, applicable to sales for assessments, in the city of Brooklyn, to redemptions and leases therefor, and to the respective rights of the parties interested therein, shall apply to this act, where not inconsistent therewith, except that where any duties are thereby imposed upon the common council of said city, they shall devolve upon the said commissioners of Prospect park, and where imposed upon subordinate officers of the city, they shall be performed by persons specially appointed therefor by said commissioners.

"§ 8. The persons appointed under section 2 of this act, to perform the duties herein specified, shall be severally entitled to three dollars per day for the time they are actually employed, but not to exceed fifty days, and the said sum, with the surveyor's compensation and a compensation to counsel, not to exceed two hundred and fifty dollars for services in aid of the persons so appointed under section 2 (all of which shall be taxed by one of the justices of the Supreme Court in the several judicial districts, after a notice of the time and place of taxation, published for ten days successively in said newspapers), shall form a part of the expense of the improvements."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | Chism | Hasbrouck | Miller | Sargent |
| A. H. Andrew | W. S. Clark | Hubbard | Murphy | Sherman |
| Babcock | Clausen | Humphrey | Nelson | C. L. Smith |
| Balcom | Cook | Irving | Nicholson | L. E. Smith |
| Bamler | Cornwall | Jacobs | Palmer | Speaker |
| Bennet | Daily | Jones | Parshall | Stannard |
| Bentley | Dayton | Keady | Penfield | Sullard |
| Bergen | Decker | Kinney | Pond | Sumner |
| Bigelow | Eaton | La Bau | Prince | Topliff |
| Bradstreet | Flach | Lawrence | Purdy | Trainer |
| Brush | F. H. Flagge | Little | Raber | Underwood |
| Buel | Frear | Loughran | Ranney | Weed |
| Burhans | Furman | Lounsbury | Ray | Wells |
| D. Burns | Gifford | Mallison | A. Richardson | Wiley |
| Button | Gleason | Mann | S. Richardson | A. I. Wood |
| Cameron | Halsey | Matthewson | Rider | F. H. Woods |
| Campbell | Hartman | McKiever | Root | Younglove |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to provide a supply of water in the city of Buffalo," with a message informing that they had passed the same, with the following amendments:

Section 2, strike out all of said section down to and including the word "and," in line 3, and insert the following in lieu thereof:

"A board of commissioners, to be denominated the board of water commissioners of the city of Buffalo, is hereby created. Such board shall consist of three commissioners, of whom the mayor of the city of Buffalo, ex-officio, shall be one, and president thereof, and the common council of the city of Buffalo shall, by ballot, elect the remaining two commissioners. Such commissioners so elected shall be resident freeholders of the city of Buffalo, and in their election each aldermen shall vote for but one person, and the two persons receiving the highest number of votes shall be declared elected, and shall hold their office for six years from the time of such election, and until their successors shall be elected and qualified."

Add at the end of section 7 the following:

"The expense of extending and putting down pipes or mains, and of furnishing or constructing hydrants in connection with pipes, extended or put down, shall be borne and defrayed by local assessments therefor on the property deemed benefited thereby, and not otherwise."

Section 7, line 1, strike out the word "the," and insert in lieu thereof the word "its."

Insert as section 12 the following:

"§ 12. The common council of said city shall have power to fix and pay the compensation of said commissioners, which compensation shall not exceed five dollars for each day's service necessarily rendered, to be certified by said board, and paid quarterly."

Insert as section 13 the following, and change the number of subsequent section to correspond:

"§ 13. The said city of Buffalo, before proceeding to the construction of new works, or to the extension and enlargement of the present works, as contemplated by this act, should acquire title to the property and franchises of the Buffalo Water Works Company, under and by virtue of the provisions of the act incorporating the said company, and of the act or acts amending the same; or it shall acquire title thereto by the payment of such sum as three commissioners, after hearing the proofs and allegations of the said company and the said city respectively, shall determine to be the fair value of said property and franchises; which said commissioners shall not be residents nor tax-payers within the county of Erie, nor shall they be in anywise interested in the stock or bonds of the said company; and they shall be appointed by the Supreme Court of the State of New York, at some general term thereof, to be held in and for the Eighth Judicial district, upon a notice of at least ten days, to be personally served upon the president, treasurer and secretary of the said company; or the said city shall acquire such title by negotiation and purchase, in such other manner, and upon such other terms and conditions, as may be agreed upon by the parties."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|-----------|---------|
| Ackert | Chapman | Halsey | Miller | Root |
| Allis | Chism | Hartman | Murphy | Sargent |
| A. H. Andrew | G. Clark | Hasbrouck | Nelson | Selkreg |
| Babcock | W. S. Clark | Hubbard | Nicholson | Sherman |

| | | | | |
|------------|--------------|-----------|---------------|-------------|
| Balcom | Clausen | Humphrey | O'Reilly | C. L. Smith |
| Bamler | Cook | Irving | Palmer | L. E. Smith |
| Bennet | Cornwall | Jacobs | Penfield | Speaker |
| Bentley | Daily | Johnson | Pitts | Stannard |
| Bradstreet | Davis | Jones | Pond | Sullard |
| Bristol | Dayton | Keady | Prince | Sumner |
| Brush | Decker | Kinney | Purdy | Topliff |
| Buel | Eaton | La Bau | Quinn | Tower |
| Burhans | Farley | Lawrence | Raber | Trainer |
| D. Burns | F. H. Flagge | Little | Ranney | Weed |
| P. Burns | Frear | Lounsbury | Ray | Wellington |
| Button | Furman | Mallison | S. Richardson | Wells |
| Cameron | Gifford | Mann | Rider | A. I. Wood |
| Campbell | Gleason | McKiever | Riley | |

For the negative,
Younglove

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

Mr. Jacobs moved to take from the table the concurrent resolution from the Senate, in the words following:

Resolved (if the Assembly concur), That a respectful message be sent to His Excellency the Governor, requesting him to return to the Assembly the Assembly bill entitled "An act to amend chapter 280, section 73, Laws of 1847, relating to a reporter for the Supreme Court," for correction.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

{ AYES 39 }
{ NOES 45 }

Those who voted in the affirmative, were

| | | | | |
|-------------|----------|-----------|----------|-------------|
| Bamler | Farley | Little | Palmer | L. E. Smith |
| Burhans | Flach | Loughran | Penfield | Starr |
| D. Burns | Halsey | Lounsbury | Pitts | Sumner |
| Chapman | Howard | Mallison | Prince | Tarbox |
| Chism | Hubbard | Mann | Selkreg | Underwood |
| W. S. Clark | Irving | Miller | Sherman | Wells |
| Cornwall | Keady | Nelson | Skeels | F. H. Woods |
| Decker | Lawrence | O'Reilly | Skillman | |

Those who voted in the negative, were

| | | | | |
|----------|-----------|------------|---------------|------------|
| Allis | Frear | Jones | Pond | Speaker |
| Babcock | Galvin | Kinney | Purdy | Stannard |
| Brush | Gifford | La Bau | Quinn | Sullard |
| Cameron | Gleason | Lasher | Ranney | Topliff |
| Campbell | Guigou | Matthewson | A. Richardson | Trainer |
| Clausen | Hartman | McKiever | Rider | Weed |
| Cook | Hasbronek | Murphy | Riley | Williams |
| Daily | Jacobs | Parshall | Root | A. I. Wood |
| Eaton | Johnson | Place | Sargent | Younglove |

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act to regulate the use of certain docks in the city of Albany."

"An act to amend the act entitled 'An act to improve the Gowanus canal, in the city of Brooklyn,' passed April 19, 1866."

"An act to amend the act entitled 'An act to extend the operation and effect of the act passed February 17, 1848, entitled An act to authorize the formation of corporations for manufacturing, mining, mechanical or chemical purposes,' passed April 23, 1864."

Ordered, That the Clerk return said bills to the Senate.

By unanimous consent, on motion of Mr. Frear,
Resolved, That 500 extra copies of the bill entitled "An act to make provision for the government of the city of New York," be printed for the use of the House.

Mr. Allis, from the special committee appointed to investigate the charges of corruption, submitted a report in writing, which was read and ordered printed, together with the evidence

(*See Doc. No. 145.*)

Mr. Allis moved to lay the report on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Pitts requested that his name be entered on the Journal as voting against said motion.

Mr. Frear moved that the House take a recess until 3½ o'clock P. M.

Mr. Younglove moved to amend by making the hour 3.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Younglove, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Frear, and it was determined in the affirmative.

Thereupon, the House took a recess until 3½ o'clock P. M.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

By unanimous consent,

Mr. Irving, from the committee on railroads, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to encourage and facilitate the construction of a railroad along the valley of the Upper Hudson into the wilderness, in the northern part of this State, and the development of the resources thereof,' passed April 27, 1863, and for the relief of the Adirondack Company, formed under said act," reported in favor of the passage of the same, with amendments; which report was agreed to.

By unanimous consent,

On motion of Mr. Brush, said bill was recommitted to the committee, with power to report complete at any time.

By unanimous consent,

Mr. Quinn from the committee on the judiciary, to which was referred the Senate bill entitled "An act supplementary to an act entitled 'An act to incorporate the East India Telegraph Company,' passed April 3, 1864," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. J. L. Flagg, from the committee on ways and means, to which was referred the bill entitled "An act for the relief of certain parties residing at Batavia, Genesee county," asked that that committee be discharged from the further consideration of the said bill, and that the same be referred to the committee on State charitable institutions; which was agreed to.

By unanimous consent,

Mr. O'Reilley from the committee on insurance companies, to which was referred the bill entitled "An act to incorporate the Commercial Agency and Credit Guaranty Company, of the city of New York,"

reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Bentley,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act for the relief of Frederick Reese," and that the same be ordered to a third reading.

Mr. Howard, from the committee on State charitable institutions, submitted the following report:

To the Hon. the Assembly of the State of New York:

The committee on State charitable institutions, to whom was referred the communication of Francis McIntire, in relation to the alleged fraudulent and incompetent management of the Soldiers' Home, situated in the city of Albany, beg leave respectfully to report:

That they have given the subject careful and extended investigation; have taken the testimony of a large number of witnesses, and have visited the institution in question. Mr. McIntire, the gentleman making the charges, and also Gen. Merritt, Quartermaster-General of the State, and Col. Ludwick, the Superintendent of the Soldiers' Home, have been present during the sittings of the committee.

The committee find that there are at present in the institution about two hundred and fifty inmates, a large proportion of whom are crippled, some of whom are confined to their beds, and several of whom are blind or insane. There are three tables, set as follows: The officers' table, the ward-masters' and other employes' table, and the inmates' table. The food furnished for each is substantially the same, the only material difference being in the cooking. The charge of partiality in the distribution is not sustained by the evidence.

The cleanliness, order and general condition of the institution were found to be unexceptionable. The rules are no more strict and onerous than is proper for the good government of the institution.

The charge of fraudulent and incompetent management has not been sustained before the committee by any evidence. The purchase of supplies for the Home seems to have been conducted with discretion and economy, and the articles furnished have been of as excellent quality as the season and circumstances would permit.

Some dissatisfaction may exist on account of the condition of the building occupied as the Soldiers' Home. The roof is leaky and dilapidated; the ceiling has, in some cases, fallen, and the building, unless repaired, will soon be untenable for the purpose for which it is used. There is also a deficiency in proper facilities for cooking, which is the cause of considerable complaint among the inmates.

The committee are of opinion that no evidence has been produced to substantiate the charges made against the Soldiers' Home, and see no necessity for further action on the part of this House.

The committee therefore submit the following resolution:

Resolved, That the committee on State charitable institutions be discharged from any further consideration of the charges against the Soldiers' Home.

H. B. HOWARD,
H. F. TARBOX,
J. M. HALSEY,
W. G. BERGEN,

Committee.

Mr. Speaker put the question on the adoption of the report and resolution, and it was determined in the affirmative.

By unanimous consent, on motion of Mr. McKiever,

Resolved, That the Postmaster of the Assembly be authorized to retain one messenger to assist him for one week after the final adjournment.

By unanimous consent,

Mr. Nelson, from the committee on railroads, to which was referred the bill entitled "An act for the relief of the Coney Island and Brooklyn Railroad Company," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Nelson, said bill was recommended to the committee, with power to report complete at any time.

By unanimous consent,

Mr. Nelson, from the committee on railroads, to which was referred the bill entitled "An act to authorize the Buffalo, Corry and Pittsburgh Railroad Company to procure water for the purpose of supplying the engines used on said road," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. Riley, said bill was recommended to the committee, with power to report complete at any time.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to provide for payment for fire, hose and gas furnished to the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of life and health insurance companies, and in relation to agencies of such companies,' passed June 24, 1853, passed April 24, 1866," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance companies.

"An act to incorporate the Ship Owners' Association of the State of New York," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on commerce and navigation.

By unanimous consent,

Mr. Lounsburry, from the committee on the judiciary, to which was referred the Senate bill entitled "An act for the relief of Belden Noble, and the heirs of Harmon Noble, deceased," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. F. H. Woods, from the committee on the judiciary, to which was referred the bill entitled "An act to authorize the holding of a special town meeting in the town of Ghent, county of Columbia, and to carry into effect the proceedings thereof," reported adversely thereto; which report was agreed to.

By unanimous consent,

Mr. F. H. Woods presented a remonstrance against the passage of the bill to regulate the use of certain docks in the city of Albany, which was committed to the committee of the whole.

Mr. Nelson, from the committee on railroads, to which was referred the Senate bill entitled "An act authorizing the Syracuse, Fayetteville and Manlius Railroad Company to transfer all its rights, franchises and property to the Syracuse and Chenango Valley Railroad Company,"

with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Trainer, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act authorizing the placing of an obstruction at the intersection of Big ditch with the Wall-kill river," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act to authorize a change of route of a certain railroad in Bergen street, Brooklyn, and for other purposes," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 71 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Hasbrouck | Nelson | Skeels |
| Babcock | G. Clark | Humphrey | Nicholson | C. L. Smith |
| Balcom | W. S. Clark | Irving | Parshall | Speaker |
| Bamler | Clausen | Jacobs | Penfield | Starr |
| Bennet | Cornwall | Jones | Place | Stevens |
| Bentley | Daily | Keady | Pond | Topliff |
| Bergen | Eaton | Kinney | Prince | Trainer |
| Bigelow | Farley | Little | Purdy | Underwood |
| Bradstreet | Flach | Lounsberry | Quinn | Weed |
| Bristol | J. L. Flagg | Mallison | Raber | Wells |
| Brush | Galvin | Mann | Ranney | Williams |
| Burhans | Gleason | Matthewson | S. Richardson | A. I. Wood |
| D. Burns | Guigou | McKiever | Riley | F. H. Woods |
| Cameron | Hartman | Murphy | Sherman | Younglove |
| Chapman | | | | |

Those who voted in the negative, were

Selkreg Tarbox

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to enable the directors of the Mutual Insurance Company of New Scotland, Albany county, to insure on the cash system, and to increase their risks," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|------------|----------|------------|---------------|-------------|
| Ackert | Clausen | Johnson | Place | C. L. Smith |
| Babcock | Cook | Jones | Pond | L. E. Smith |
| Balcom | Cornwall | Keady | Prince | Speaker |
| Bamler | Daily | Kinney | Purdy | Stannard |
| Bennet | Decker | Lawrence | Quinn | Stevens |
| Bentley | Eaton | Little | Raber | Sumner |
| Bigelow | Flach | Lounsberry | Ray | Tarbox |
| Bradstreet | Frear | Mallison | A. Richardson | Topliff |
| Bristol | Gifford | Mann | S. Richardson | Trainer |
| Brush | Halsey | Matthewson | Rider | Underwood |
| Burhans | Hartman | Miller | Riley | Weed |

| | | | | |
|-------------|-----------|-----------|---------|-------------|
| D. Burns | Hasbrouck | Murphy | Selkreg | A. I. Wood |
| Chapman | Hubbard | Nelson | Sherman | F. H. Woods |
| Chism | Humphrey | Nicholson | Skeels | Younglove |
| W. S. Clark | Jacobs | Parshall | | |

For the negative,
Cameron

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the extension of railroad tracks from Atlantic avenue to Prospect park, in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Jacobs | Nicholson | Skillman |
| A. H. Andrew | Clausen | Johnson | O'Reilley | C. L. Smith |
| Babcock | Cornwall | Jones | Parshall | Speaker |
| Balcom | Dayton | Keady | Penfield | Stannard |
| Bamler | Eaton | Kinney | Pond | Stevens |
| Bennet | F. H. Flagge | Lasher | Prince | Sullard |
| Bentley | Furman | Little | Purdy | Trainer |
| Bigelow | Galvin | Loughran | Quinn | Underwood |
| Bradstreet | Guigou | Mallison | Raber | Weed |
| Bristol | Hartman | Mann | S. Richardson | Wellington |
| Brush | Hasbrouck | Matthewson | Rider | Wells |
| Burhans | Howard | McKiever | Riley | Williams |
| Button | Hubbard | Miller | Root | A. I. Wood |
| Chapman | Humphrey | Murphy | Sherman | F. H. Woods |
| Chism | Irving | Nelson | Skeels | Younglove |
| G. Clark | | | | |

Those who voted in the negative, were

| | | | |
|---------|-------|---------|--------|
| Cameron | Davis | Gifford | Tarbox |
|---------|-------|---------|--------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Johnson, from the committee of conference on the Senate bill entitled "An act to amend the Metropolitan Police law, concerning the police life insurance fund," submitted the following report:

To the Senate and Assembly:

The committee of conference appointed on the part of the Senate and Assembly, upon the matters in difference upon the Senate bill entitled "An act to amend the Metropolitan Police law, concerning the police life insurance fund," report that the committee met, and recommend as follows: That the Assembly recede from their amendments to the above entitled act.

CHRISTOPHER JOHNSON,
SAMUEL M. PURDY,
TIMOTHY J. CAMPBELL,
P. KEADY,

RICHARD CROWLEY,
M. HALE,
A. W. GENET,
Committee of Senate.

Committee of Assembly.

The report having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the

members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 79 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Guigon | Moran | Skillman |
| A. H. Andrew | Chapman | Hasbrouck | Nelson | C. L. Smith |
| Babcock | Chism | Howard | O'Reilly | L. E. Smith |
| Balcom | G. Clark | Hubbard | Penfield | Speaker |
| Bamler | W. S. Clark | Humphrey | Pond | Starr |
| Bennet | Clausen | Irving | Prince | Stevens |
| Bentley | Cornwall | Jacobs | Purdy | Tarbox |
| Bergen | Daily | Johnson | Raber | Topliff |
| Bigelow | Davis | Jones | Ranney | Trainer |
| Bradstreet | Dayton | Keady | A. Richardson | Underwood |
| Bristol | Eaton | Kinney | S. Richardson | Weed |
| Brush | Farley | Loughran | Riley | Wells |
| Buel | J. L. Flagg | Lounsbury | Root | A. I. Wood |
| Burhans | Frear | Matthewson | Selkreg | F. H. Woods |
| D. Burns | Galvin | McKiever | Sherman | Younglove |
| Cameron | Gifford | Miller | Skeels | |

Those who voted in the negative, were

Hartman Mallison Murphy

Ordered, That the Clerk deliver said bill to the Senate, with a message informing of concurrence in the report of the committee of conference thereon.

The bill entitled "An act to regulate the fees of commissioners of highways in the county of Suffolk," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Halsey | Moran | Sherman |
| A. H. Andrew | Chism | Hartman | Murphy | Skeels |
| W. S. Andrews | G. Clark | Hasbrouck | Nelson | Skillman |
| Babcock | W. S. Clark | Howard | Nicholson | C. L. Smith |
| Balcom | Clausen | Hubbard | O'Reilly | L. E. Smith |
| Bamler | Cook | Humphrey | Pond | Stannard |
| Bennet | Cornwall | Irving | Prince | Tarbox |
| Bergen | Daily | Jacobs | Purdy | Topliff |
| Bigelow | Davis | Johnson | Quinn | Tower |
| Bradstreet | Dayton | Jones | Raber | Trainer |
| Bristol | Eaton | Kinney | Ranney | Underwood |
| Brush | Farley | Little | A. Richardson | Weed |
| Buel | Frear | Loughran | S. Richardson | Williams |
| Burhans | Furman | Mann | Rider | A. I. Wood |
| D. Burns | Galvin | Matthewson | Riley | F. H. Woods |
| Cameron | Gifford | Miller | Selkreg | Younglove |
| Campbell | Gleason | | | |

Those who voted in the negative, were

Lounsbury Wells

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Lounsbury,
Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to prevent encroachments upon graveyards," and that the same be ordered to a third reading.

The bill entitled "An act to close a portion of Old Bushwick road or avenue, from Grand street to Marshall street, in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
 { NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Howard | Nelson | Sherman |
| A. H. Andrew | G. Clark | Hubbard | Nicholson | Skeels |
| Babcock | W. S. Clark | Humphrey | O'Reilly | Skillman |
| Balcom | Clausen | Irving | Parshall | C. L. Smith |
| Bamler | Cook | Jacobs | Place | L. E. Smith |
| Bennet | Daily | Johnson | Pond | Stevens |
| Bentley | Davis | Jones | Prince | Tarbox |
| Bergen | Dayton | Keady | Purdy | Topliff |
| Bigelow | Eaton | Kinney | Quinn | Tower |
| Bradstreet | Farley | Lounsbury | Raber | Trainer |
| Bristol | Frear | Mallison | Ranney | Underwood |
| Brush | Furman | Mann | Ray | Weed |
| Burhans | Galvin | Matthewson | S. Richardson | Wells |
| D. Burns | Guigou | McKiever | Rider | A. I. Wood |
| Cameron | Halsey | Miller | Riley | F. H. Woods |
| Campbell | Hartman | Moran | Selkreg | Younglove |
| Chapman | Hasbrouck | Murphy | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act, passed May 9, 1867, entitled 'An act making the turnpike and bridge of the Ravenswood, Hallett's Cove and Williamsburgh Turnpike and Bridge Company free, and providing for the maintenance of the same, and for the rebuilding of the bridge over Newtown creek,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
 { NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Ackert | Chism | Hubbard | Nicholson | Skillman |
| A. H. Andrew | G. Clark | Humphrey | O'Reilly | C. L. Smith |
| Babcock | W. S. Clark | Irving | Penfield | L. E. Smith |
| Balcom | Clausen | Jacobs | Place | Stannard |
| Bamler | Cook | Johnson | Pond | Stevens |
| Bennet | Daily | Keady | Prince | Tarbox |
| Bergen | Davis | Kinney | Purdy | Topliff |
| Bigelow | Dayton | Little | Quinn | Tower |
| Bradstreet | Eaton | Loughran | Raber | Trainer |
| Bristol | Flach | Lounsbury | Ranney | Underwood |
| Brush | Frear | Mallison | A. Richardson | Weed |
| Burhans | Galvin | Mann | S. Richardson | Wells |

| | | | | |
|----------|-----------|------------|---------|-------------|
| D. Burns | Gifford | Matthewson | Rider | Williams |
| Button | Guigou | McKiever | Riley | A. I. Wood |
| Cameron | Halsey | Miller | Selkreg | F. H. Woods |
| Campbell | Hartman | Murphy | Sherman | Younglove |
| Chapman | Hasbrouck | Nelson | Skeels | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to declare the village of Williamsville a separate road district, and to provide means, by tax therein, for keeping streets, alleys, sidewalks and crosswalks in repair," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hartman | Matthewson | Riley |
| A. H. Andrew | W. S. Clark | Hasbrouck | McKiever | Root |
| W. S. Andrews | Clausen | Howard | Miller | Selkreg |
| Babcock | Cook | Hubbard | Murphy | Sherman |
| Balcom | Daily | Humphrey | Nelson | Skeels |
| Bennet | Davis | Irving | Nicholson | Skillman |
| Bigelow | Dayton | Jacobs | O'Reilly | C. L. Smith |
| Bradstreet | Eaton | Johnson | Penfield | L. E. Smith |
| Bristol | Farley | Jones | Pond | Stannard |
| Brush | Flach | Keady | Prince | Tarbox |
| Burhans | F. H. Flagge | Kinney | Quinn | Topliff |
| D. Burns | Frear | Little | Raber | Tower |
| Button | Galvin | Loughran | Ranney | Trainer |
| Cameron | Gifford | Lounsbury | Ray | Underwood |
| Campbell | Gleason | Mallison | S. Richardson | Weed |
| Chapman | Halsey | Mann | Rider | A. I. Wood |
| Chiam | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Furman,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to authorize the First Presbyterian Church of Lowville to sell certain real estate," and that it be ordered to a third reading.

The Senate bill entitled "An act to incorporate the Park Savings Bank, of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|-------------|
| Ackert | W. S. Clark | Hubbard | Nicholson | Skeels |
| A. H. Andrew | Cook | Humphrey | O'Reilly | Skillman |
| W. S. Andrews | Cornwall | Irving | Parshall | C. L. Smith |
| Babcock | Daily | Jacobs | Pond | L. E. Smith |
| Balcom | Davis | Johnson | Prince | Stannard |
| Bennet | Eaton | Jones | Purdy | Stevens |
| Bigelow | Flach | Keady | Quinn | Tarbox |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Bradstreet | F. H. Flagge | Kinney | Raber | Topliff |
| Bristol | Frear | Little | Ranney | Tower |
| Brush | Furman | Mallison | Ray | Trainer |
| Burhans | Gifford | Mann | S. Richardson | Underwood |
| D. Burns | Gleason | Matthewson | Rider | Weed |
| Cameron | Halsey | McKiever | Riley | Williams |
| Campbell | Hartman | Miller | Root | A. I. Wood |
| Chism | Hasbrouck | Murphy | Selkreg | F. H. Woods |
| G. Clark | Howard | Nelson | Sherman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Daily,

Resolved, That the sub-committee of the whole be discharged from the further consideration of the bill entitled "An act in relation to a certain road in the town of Fort Ann, asking State aid to repair the same," and that it be ordered to a third reading.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bills entitled as follows:

"An act to authorize the sale of block number three, known as Montcalm Park, in the city of Oswego."

"An act to organize the Interior Lake and River Improvement and Railroad Company."

"An act to provide for the payment to Joseph Pratt, of the town of Canisteo, in the county of Steuben, of certain over tax on property, levied and collected from him for the year 1866."

"An act to amend an act entitled 'An act to amend the act for the incorporation of insurance companies,' passed April 19, 1867."

"An act to fix the compensation of the treasurer of Chautauque county."

"An act to amend section 31 of chapter 873 of the Laws of 1866, passed May 4, 1866, and section 32 of chapter 939, passed May 17, 1867, relating to buildings and the keeping and storage of combustible materials in the city of New York."

"An act to compel the Grand Street and Newtown Railroad Company to convey passengers to and from the terminus of its road without change of cars, and without unnecessary delays along said route."

"An act to incorporate the Eastside Savings Bank, in the city of New York."

The bill entitled "An act to amend an act in relation to the courts of oyer and terminer, and the courts of sessions, held in and for the county of Albany, passed April 30, 1864," was being read a third time, when, by unanimous consent, on motion of Mr. F. H. Woods, the same was amended by inserting the title of said bill after the word "two," in section 1 of said bill.

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|-------------|
| Ackert | G. Clark | Humphrey | Nelson | Skillman |
| A. H. Andrew | W. S. Clark | Irving | Nicholson | C. L. Smith |
| W. S. Andrews | Cornwall | Jacobs | O'Reilly | L. E. Smith |
| Babcock | Daily | Johnson | Penfield | Speaker |

| | | | | |
|------------|--------------|------------|---------------|----------------|
| Balcom | Davis | Jones | Pond | Stannard |
| Bamler | Eaton | Keady | Prince | Stevens |
| Bennet | Farley | Kinney | Purdy | Tarbox |
| Bigelow | F. H. Flagge | Little | Quinn | Topliff |
| Bradstreet | Frear | Lounsbury | Ranney | Tower |
| Bristol | Furman | Mallison | Ray | Trainer |
| Brush | Gifford | Mann | S. Richardson | Van Valkenb'rg |
| Burhans | Gleason | Matthewson | Rider | Weed |
| D. Burns | Halsey | McKiever | Riley | Wells |
| Cameron | Hartman | Miller | Selkreg | A. I. Wood |
| Campbell | Hasbrouck | Moran | Sherman | F. H. Woods |
| Chapman | Howard | Murphy | Skeels | Younglove |
| Chism | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act for the relief of Giles Shell and others, owners of lands lying adjacent to Tonawanda creek," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|-----------|----------------|
| Ackert | Chism | Hasbrouck | Murphy | Skeels |
| A. H. Andrew | G. Clark | Howard | Nelson | Skillman |
| Babcock | W. S. Clark | Hubbard | Nicholson | C. L. Smith |
| Balcom | Clausen | Humphrey | O'Reilley | L. E. Smith |
| Bamler | Cook | Irving | Penfield | Speaker |
| Bennet | Cornwall | Johnson | Place | Stannard |
| Bentley | Daily | Jones | Pond | Stevens |
| Bigelow | Davis | Keady | Prince | Topliff |
| Bradstreet | Dayton | Kinney | Purdy | Tower |
| Bristol | Eaton | Lawrence | Raber | Trainer |
| Brush | Flach | Little | Ranney | Underwood |
| Burhans | F. H. Flagge | Lounsbury | Ray | Van Valkenb'rg |
| D. Burns | Galvin | Mallison | Rider | Weed |
| Button | Gifford | Mann | Riley | Wellington |
| Cameron | Halsey | Matthewson | Selkreg | Wells |
| Campbell | Hartman | Miller | Sherman | F. H. Woods |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize certain towns and villages in the counties of Onondaga, Madison and Chenango to issue bonds to take stock in the Syracuse and Chenango Valley Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 8 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|---------|--------|---------|
| Ackert | G. Clark | Howard | Miller | Riley |
| Allis | Clausen | Hubbard | Moran | Sherman |

| | | | | |
|--------------|-----------|------------|---------------|-------------|
| A. H. Andrew | Cook | Humphrey | Murphy | Skells |
| Babcock | Daily | Irving | Nelson | Skillman |
| Balcom | Dayton* | Jacobs | Nicholson | C. L. Smith |
| Bamler | Decker | Johnson | Parshall | L. E. Smith |
| Bennet | Eaton | Jones | Penfield | Stannard |
| Bigelow | Flach | Keady | Place | Stevens |
| Bradstreet | Frear | Kinney | Pond | Summer |
| Brush | Furman | Lawrence | Prince | Topliff |
| Burhans | Gifford | Lefler | Purdy | Tower |
| D. Burns | Gleason | Lounsbury | Ranney | Trainer |
| Button | Halsey | Mann | Ray | Underwood |
| Campbell | Hartman | Matthewson | S. Richardson | Weed |
| Chism | Hasbrouck | McKiever | Rider | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|---------|----------|---------|-------|----------|
| Cameron | Little | Selkreg | Wells | Williams |
| Davis | Mallison | Tarbox | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to provide for the consolidation of the Greenpoint and Williamsburgh railroad with the Nassau railroad of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Humphrey | Murphy | Sherman |
| A. H. Andrew | Clausen | Irving | Nelson | Skells |
| W. S. Andrews | Cook | Jacobs | Parshall | Skillman |
| Babcock | Daily | Johnson | Penfield | C. L. Smith |
| Balcom | Dayton | Jones | Pond | Stannard |
| Bamler | Eaton | Keady | Prince | Tower |
| Bennet | Flach | Kinney | Purdy | Trainer |
| Bergen | F. H. Flagge | Little | Raber | Underwood |
| Bigelow | Frear | Lounsbury | Ranney | Weed |
| Bradstreet | Furman | Mallison | Ray | Wells |
| Bristol | Halsey | Mann | S. Richardson | Williams |
| Brush | Hartman | Matthewson | Rider | A. I. Wood |
| Burhans | Hasbrouck | Miller | Riley | F. H. Woods |
| D. Burns | Howard | Moran | Root | Younglove |
| Chapman | Hubbard | | | |

Those who voted in the negative, were

| | | | | |
|----------|----------|---------|----------|-------------|
| Cameron | G. Clark | Galvin | O'Reilly | L. E. Smith |
| Campbell | Davis | Gleason | Selkreg | Topliff |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act relating to the old burying ground in the village of Fulton, Oswego county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|----------|-------------|
| Ackert | G. Clark | Hasbrouck | Parshall | C. L. Smith |
| A. H. Andrew | W. S. Clark | Hubbard | Penfield | L. E. Smith |

| | | | | |
|---------------|---------|------------|---------------|-------------|
| W. S. Andrews | Clausen | Humphrey | Pond | Stannard |
| Babcock | Cook | Irving | Prince | Stevens |
| Balcom | Daily | Johnson | Purdy | Tarbox |
| Bennet | Davis | Jones | Quinn | Topliff |
| Bentley | Dayton | Keady | Ranney | Tower |
| Bergen | Decker | Kinney | Ray | Trainer |
| Bigelow | Eaton | Lawrence | S. Richardson | Underwood |
| Bristol | Farley | Little | Rider | Weed |
| Brush | Flach | Lounsbury | Riley | Wells |
| Burhans | Frear | Mann | Root | Williams |
| D. Burns | Galvin | Matthewson | Selkreg | A. I. Wood |
| Cameron | Gifford | Murphy | Sherman | F. H. Woods |
| Chapman | Halsey | Nelson | Skeels | Younglove |
| Chiam | Hartman | Nicholson | Skillman | |

Those who voted in the negative, were

Campbell Mallison McKiever

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to consolidate a part of certain school districts in the town of Pomfret, county of Chautauqua, with district No. 8, of said town," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and the vote stood as follows:

{ AYES 57 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|---------|------------|---------------|-------------|
| W. S. Andrews | Cook | Humphrey | Parshall | Selkreg |
| Babcock | Davis | Johnson | Penfield | Sherman |
| Balcom | Dayton | Jones | Pond | Skeels |
| Bergen | Eaton | Keady | Purdy | L. E. Smith |
| Bigelow | Farley | La Bau | Quinn | Stannard |
| Bristol | Flach | Lawrence | Raber | Tarbox |
| Brush | Gifford | Loughran | Ray | Topliff |
| Burhans | Gleason | Mallison | S. Richardson | Trainer |
| Chapman | Guigou | Mann | Rider | Underwood |
| Chiam | Halsey | Matthewson | Riley | Wells |
| G. Clark | Hartman | Miller | Root | F. H. Woods |
| Clausen | Howard | | | |

Those who voted in the negative, were

Campbell

No quorum being present, Mr. Speaker declared the House adjourned until to-morrow morning.

FRIDAY, MAY 1, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Dr. Wyckoff.

The minutes of yesterday were read and approved.

Leave of absence was granted to Messrs. Palmer and Underwood until Tuesday next.

The question pending when the House adjourned being upon agreeing to the final passage of the Senate bill entitled "An act to consolidate a

part of certain school districts in the town of Pomfret, county of Chautauqua, with district number eight of said town,"

Mr. Speaker again put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|-----------|---------------|-------------|
| Ackert | Cornwall | Humphrey | Nicholson | Selkreg |
| Babcock | Daily | Irving | O'Reilley | Sherman |
| Balcom | Davis | Johnson | Parshall | Skeels |
| Bamler | Dayton | Jones | Penfield | L. E. Smith |
| Bennet | Eaton | Keady | Pitta | Speaker |
| Bigelow | Farley | Kinney | Pond | Stannard |
| Bradstreet | Flach | Lasher | Prince | Stevens |
| Brush | J. L. Flagg | Little | Purdy | Sumner |
| D. Burns | Frear | Loughran | Raber | Tarbox |
| Button | Galvin | Lounsbury | Ranney | Topliff |
| Cameron | Gifford | Mallison | Ray | Tower |
| Campbell | Gleason | Mann | A. Richardson | Underwood |
| Chapman | Guigon | McKiever | S. Richardson | Wellington |
| G. Clark | Halsey | Miller | Rider | Wells |
| W. S. Clark | Hartman | Murphy | Riley | Wiley |
| Clausen | Hasbrouck | Nelson | Root | Williams |
| Cook | Hubbard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Frear,

Resolved, That the Senate bill entitled "An act to incorporate the United States Contracting Company," have its third reading at 12 o'clock.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act to authorize the Buffalo, Corry and Pittsburgh Railroad Company to procure water for the purpose of supplying the engines used on said road," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Prince, from the committee on railroads, to which was referred the bill entitled "An act for the relief of the Coney Island and Brooklyn Railroad Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

By unanimous consent,

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to regulate and establish the place of holding the annual town meeting in and for the town of Shawangunk, in Ulster county," reported adversely thereto; which report was agreed to.

By unanimous consent,

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act authorizing the ditching, draining, sewerage and filling in of sunken lands in the county of Richmond and State of New York, appointing commissioners," &c., reported in favor of the passage of the same, with an amendment; the title amended so as to read "An act to authorize the drainage of marsh lands;" which report was agreed to, and said bill committed to the committee of the whole.

The Senate returned the bill entitled "An act to widen portions of Sackett, Douglass and President streets, and otherwise to alter the commissioners' map of the city of Brooklyn," with a message informing that they had concurred in the amendment of the Assembly thereto.

Ordered, That the Clerk return said bill to the Senate.

Mr. J. L. Flagg, from the committee on ways and means, to which was referred the Senate bill entitled "An act to provide the means to increase the revenues of the Sinking Fund, under section 3 of article 7 of the Constitution, so as to make such fund sufficient to preserve the public faith," reported in favor of the passage of the same; which report was agreed to.

By unanimous consent, on motion of Mr. J. L. Flagg, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|----------|-------------|
| Ackert | Ohism | Hartman | Nelson | Skeels |
| Allis | W. S. Clark | Hasbrouck | O'Reilly | L. E. Smith |
| W. S. Andrews | Clausen | Hubbard | Penfield | Speaker |
| Babcock | Cook | Humphrey | Pitts | Stannard |
| Balcom | Daily | Irving | Place | Sullard |
| Bamler | Davis | Johnson | Pond | Sumner |
| Bennet | Dayton | Jones | Prince | Topliff |
| Bigelow | Farley | Kinney | Purdy | Tower |
| Bradstreet | Flach | Little | Quinn | Trainer |
| Bristol | J. L. Flagg | Loughran | Raber | Underwood |
| Brush | Frear | Lounsbury | Ranney | Wellington |
| Burhans | Furman | Mallison | Ray | Wells |
| D. Burns | Galvin | Mann | Rider | Wiley |
| Button | Gifford | McKiever | Riley | Williams |
| Campbell | Guigon | Miller | Root | F. H. Woods |
| Chapman | Halsey | Murphy | Sherman | |

Those who voted in the negative, were

Cameron A. Richardson

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate returned the bill entitled "An act making appropriations for certain expenses of government and for supplying deficiencies in former appropriations," with a message informing that they had passed the same, with the following amendments (reference to engrossed bill):

Page 1, lines 16 and 17, strike out the words "or extra compensation for official services till," and insert in lieu thereof the following: "till the amounts claimed shall have been audited and allowed by the Comptroller, who is hereby authorized to hear and determine the same."

Page 2, line 10, after the word "clerks," insert the words "in addition to the foregoing." Line 11, add at the end thereof the words "Henry A. Glidden, assistant clerk of the Senate." Line 12, after the word "Assembly," insert the word "and." Lines 13 and 14, strike out the words "and William S. Parkhurst, financial clerk of the Assembly." Line 15, after the word "to," insert the words "William S. Parkhurst, financial clerk of the Assembly."

After line 27, insert as follows:

"For Edward F. Underhill, as compensation for services as stenographer of the Senate, passed March 28, 1868, five hundred dollars; for amount paid M. A. Dowd, seventy-five dollars; H. A. Stafford, twenty-

five dollars, and Thomas J. Moquahan, thirty dollars, for assistance in transcribing debates of Senate and testimony taken before select committee of Senate appointed to investigate into the alleged use of unlawful means to influence legislation in the Senate in reference to railroads.

"For William F. Bonyng, for reporting portion of testimony taken for the select committee of the Senate, appointed to investigate into the alleged use of unlawful means to influence legislation in reference to railroads, forty dollars; and for reporting portion of testimony taken before the committee on finance of the Senate, in reference to the new Capitol, one hundred and fifty-three dollars."

Line 33, strike out the words "and speeches."

Add after line 34 the following: "To the stenographer for reporting testimony before the Senate committee appointed to investigate the affairs of the Erie Railway Company, to be paid on the certificate of the chairman of that committee, three hundred and eighty-one dollars."

Line 43, after the word "dollars," insert the words "and for additional services, sixty dollars."

Page 3, after line 8, insert the following: "For George H. Knapp, assistant sergeant-at-arms of the Senate, for services in attending on committees of the Senate during investigations ordered by the Senate, and for traveling and other expenses while so engaged, eighty dollars."

Lines 31 and 32, strike out the words "John Dunn, superintendent of ventilation of the Assembly Chamber." Line 38, strike out the words "Jared Sanford," and insert the word "the." Same line, strike out the words "Jeriah G. Rhodes," and insert the word "the." Line 39, before the word "Assembly," insert the word "Senate and." Same line, strike out the words "John E. Ross," and insert the word "the." Lines 40 and 41, strike out the words "as additional compensation for every day of service, and for." Strike out all of lines 43 and 44, down to and including the word "Senate" in line 45.

Page 4, line 2, strike out the word "superintendent of ventilation." Add after line 4 the following: "For the librarians and the assistant librarians of the Senate and Assembly, to each of them for additional compensation for every day of service, three dollars." Lines 9 and 10, strike out the words "three dollars." Lines 11, 12, 13, 14, 15, 17 and 18, strike out from each of them the words "three dollars." Line 19, strike out the words "each three dollars." Line 21, strike out the words "three dollars." Lines 23 and 24, strike out the words "each three dollars." Line 25, strike out the words "each three dollars." Lines 26 and 27, strike out the words "each three dollars," and insert the words "to each of them three dollars, to." Line 30, after the word "dollars," where it first occurs, insert the following:

"For S. M. Connell, as general messenger from February 29 till end of session, three dollars.

"For M. L. Brennan, general messenger the first half of the session, three dollars."

Line 35, after the word "day," insert the word "to." After line 44, insert as follows: "For Nathaniel Goodwin, for services during the session of eighteen hundred and sixty-eight, three hundred dollars."

Page 5, lines 7 and 8, strike out the words "to each of them, in addition, one hundred dollars," and insert the following: "And clerks of the committees on finance, judiciary, railroads, engrossed bills, canals, claims, municipal affairs, internal affairs of towns and counties, and commerce and navigation, and banks, jointly of the Senate, to each of them, in addition, one hundred dollars." Line 16, strike out the word "of."

After line 27, insert the following:

"For James Terwilliger, Clerk of the Senate, for repayment to him for money paid for books and furniture for Senate Library Chamber and rooms adjoining, three hundred and twelve dollars."

"For Thomas McLaughlin, in full for services of five months in assisting in the preparation of the calendar of historical manuscripts, five hundred dollars."

"For John H. Kemper, Sergeant-at-Arms of the Senate, for services and expenses in attending upon the several committees while investigating subjects before them, pursuant to order of the Senate, five hundred and thirty-four dollars and sixty-five cents."

Page 6, after line 8, insert the following:

"For James R. Allaben, for salary and expenses as commissioner of quarantine, two thousand seven hundred and twenty-one dollars and ninety-three cents; and for W. A. Cobb, for the expenses of the prosecution of a suit in the name of the people against James R. Allaben, one thousand two hundred and twenty-eight dollars and twenty-nine cents, including judgments for costs in the suit, amounting to two hundred and twenty-eight dollars and twenty-nine cents; and the Attorney-General is hereby directed to refund to the said W. A. Cobb the sum of fifty dollars deposited by said Cobb on the commencing of said suit."

"For John Winne, for repairs in the Senate Chamber, seventy dollars and ninety cents."

"For H. H. Wakely, for superintending repairs on the Genesee Valley Canal for five months, in the year 1867, five hundred dollars."

"For John H. Austin, for money erroneously paid into the treasury as auctioneer's dues, one hundred and seventy-one dollars and ninety-four cents."

"For the Prison Association of the State of New York, four thousand dollars."

"For deficiency in appropriation for expenses of the Regents of the University, four hundred dollars."

"For Alfred B. Street, five hundred dollars, for indexing two hundred and three volumes of cases and points of the Court of Appeals, to be paid when he shall complete said index and transfer the copyright to the State."

"For O. B. Latham, for counsel and witness fees, and all other expenses incurred by him upon the investigation concerning the new Capitol commission before the Senate committee on finance, one thousand one hundred and fifty dollars."

"For C. L. McArthur, for reporting the testimony taken by the Senate committee on commerce and navigation while investigating the alleged obstruction to navigation at Rouse's Point, one hundred dollars."

"For Henry Matton, for services and expenses as clerk and assistant sergeant-at-arms of the committee of the Senate to investigate the affairs of the Erie Railway Company, one hundred dollars."

"For H. V. B. Barker, for services as marshal of the special committee appointed to investigate the management of the canals of the State, two thousand nine hundred and eighty-nine dollars and ninety cents."

"For G. W. Timberman, for services and expenses as the clerk of the same committee, sixteen hundred dollars."

"For repairs of the Senate Chamber, three hundred dollars, to be expended under the direction of the Clerk of the Senate."

"For the clerk of the committee to investigate the charges made by E. M. K. Glenn in the Assembly, one hundred dollars; and for the stenographer, one hundred dollars."

grapher of the said committee, one hundred dollars, to be paid on the certificate of the chairman of the committee.

"For Frederick Bischoff, for medical services rendered during the war in the examination of volunteers by the instruction of the Surgeon-General, two hundred and forty-five dollars.

"For H. H. Clapp, for services in issuing subpoenas and taking testimony for the committee on cities while investigating street contracts in New York, one hundred dollars; for D. B. Mellish, for reporting the testimony at same hearing, one hundred and thirty-five dollars."

Line 9, strike out the word "to." Add at the end of line 14 the words "to be paid on the certificate of L. Caldwell, Clerk of the last Assembly." Strike out lines 34, 35 and 36.

Page 7, add after line 4 the following: "For George K. Smith, for repayment of expenses incurred by him in the contested election case for member of the Assembly for the first district of Orange county, four hundred and fifty dollars and mileage; and for Henry Smith, counsel of George K. Smith, five hundred dollars." Line 7, strike out the word "five" and insert the word "two." Add at the end of said line the words "and for Henry Smith, counsel for Jacob Worth, three hundred dollars."

Add after line 12 the following: "For Henry Clausen, jr., for repayment of expenses incurred by him in the case of the contested election for member of Assembly for the seventeenth district of the county of New York, as follows, namely: for compensation of Nelson J. Waterbury, as counsel, one thousand dollars; for compensation of John J. Freedman, as counsel, two hundred and fifty dollars; for compensation of the stenographer for reporting argument of Nelson J. Waterbury, sixty-seven dollars and fifty cents; for compensation of the Argus Printing Company, for printing argument of Nelson J. Waterbury, one hundred and fifty dollars; and for compensation as member of Assembly for the period that his seat was held by George B. Van Brunt, three dollars per day, which is made by law for the members of the Legislature."

Line 21, at the end thereof add the words "of the Assembly." Line 25, after the word "cities," insert the words "of the Assembly."

After line 27 insert the words, "for bill of the committee on municipal affairs of the Senate while investigating the street cleaning contract, four hundred and thirty-three dollars." Line 28, after the word "health," insert the words "of the Assembly." Line 32, strike out the word "Hon." wherever it occurs.

Page 8, line 4, after the word "the," insert the words "Senate and." Line 5, strike out the word "twenty," and insert the word "ninety." Strike out the words "counsel fees and other," and insert the word "the." Same line, after the word "expenses," insert the words "including the per diem and mileage of the managers." Same line, strike out the word "managers," and insert the word "court." Line 21, strike out the word "ten," and insert the word "twenty." Lines 23 and 24, strike out the words "on the certificate of the chairman of the managers," and insert the words "upon the certificate of the president of the court."

Page 10, line 17, after the word "dollars," insert the following:

"For printing and binding five hundred copies of the laws and ordinances enacted by the director-general and council of New Netherlands, from 1638 till 1674, translated from the original Dutch records at the office of the Secretary of State, pursuant to a resolution of the Senate, adopted on the twentieth day of April, 1867, five thousand two hundred and eighty dollars and seventy-five cents."

After line 28 insert the following:

"For printing and binding volumes 7 and 8 of muster rolls of New York State Volunteers, under the direction of the Adjutant-General, twelve thousand five hundred and ninety dollars; to be paid on the certificate of the Adjutant-General that the work has been printed and delivered.

"For printing testimony in Erie railway investigation, six hundred and fifty dollars."

Page 11, add at the end of line 6 the words "said additional compensation to be ratably divided according to their respective terms afore-said." Also add the following: "For George Krank, crier, for compensation in attending a term of the Court of Appeals in New York, seventy-eight dollars; for the two attendants, for each of them for compensation, seventy-eight dollars." Line 11, strike out the word "the" where it second occurs, and insert the word "two." Same line, change "indictment" to read "indictments," and insert after said word the words "against Elias J. Hicks and James H. Wheeler." Line 17, strike out the word "five," and insert the word "four," and add at the end of said line the following: "Five thousand one hundred and thirty-four dollars and seventy-seven cents of the sum, appropriated by chapter 16 of the Laws of 1866, from the general fund debt-sinking fund, to pay certain bonds of the Comptroller now outstanding, issued for temporary loan and payable on demand, is hereby reappropriated from the same fund and for the same purpose."

Add after line 27 the following:

"For H. B. Goodwin, for compensation as messenger for the State Engineer and Surveyor and the Superintendent of Public Instruction, three hundred dollars."

Strike out lines 32, 33 and 34, being paragraph relative to William H. Doty. Also strike out lines 35, 36 and 37, being paragraph relative to clerks in the Comptroller's office, and insert the following: "For the Comptroller's office, for compensation of the clerks and finance clerk for extra services in preparing statistical tables concerning the corporations and joint stock companies of the State, pursuant to the resolution of the Senate, seven hundred dollars."

Page 12, after line 3, insert the following: "For J. N. Parker, for repairs in the State library, and for shelves and cases therein, eight hundred and sixty-eight dollars and twenty-six cents."

"For safe for the office of the Comptroller, for the safe keeping of the bonds to the people for School Fund lands and School Fund loans, and other valuable papers, five hundred dollars.

"For the commissioners empowered to confer with the authorities of the State of New Jersey, in regard to quarantine jurisdiction, &c., pursuant to section 7 of chapter 613 of the Laws of 1865, for compensation and necessary expenses, to be paid on the certificate of the Governor, four thousand dollars.

"For E. H. Bender, for stationery and articles furnished to the Court of Appeals, one hundred and sixty-one dollars and eighty-one cents.

"For the board of commissioners constituted by the act entitled 'An act in relation to quarantine in the port of New York, and providing for the construction of the permanent quarantine establishment, passed April 21, 1866,' the sum of fifty thousand dollars, to enable said board to erect an exterior wall and foundation on west bank, in the lower bay of New York, on which to erect such buildings and appurtenances as may be necessary for use for the reception and detention of persons who have

been exposed to contagious or infectious diseases, but are not actually sick, and also for use as a landing and boarding station for quarantine purposes; but the said exterior wall and foundation shall be erected according to plans and specifications made by a competent engineer, to be selected by said board, and the materials therefor shall be furnished, and the work thereon shall be performed, by contract, to be entered into in the manner prescribed by the fourth section of said act, except that separate portions of said work may be let by separate contracts, and except also that said board may, in its discretion, reject any bids which it may not deem for the interest of the State to accept.

"For said board of commissioners, the further sum of twenty-five thousand dollars, to enable them to acquire a site on Coney Island, and erect thereon residences for the officers and men engaged in the administration of quarantine in the port of New York, said sum to be in lieu of the sum appropriated to the commissioners of quarantine by chapter 481 of the Laws of 1867, for the construction of the necessary docks and buildings for a landing and boarding station on said island, and paying for the site thereof. The site so to be acquired by said board of commissioners shall be on the westerly end of said island, west of a line drawn due north and south across the same, ten rods east of the easterly site of the building known as the Pavilion, and in case said board shall be unable to acquire title to the same by purchase, they, or a majority of them, shall make and record, in the office of the register of the county of Kings, a certificate describing the site selected by them, and they may then acquire title thereto in behalf of the people of the State, under and pursuant to the provisions of the third section of chapter 543 of the Laws of 1867, which provisions are hereby extended and made applicable to acquiring title to the site herein authorized to be selected. So much of existing laws as authorize the selection of any other site upon said island, or the use of any part thereof, for any purpose connected with quarantine other than as a place for the residence of the officers and men connected with the administration thereof, is hereby repealed.

"For Morgan Angsbury, late agent and warden at the State prison at Auburn, for extra labor, one thousand dollars, which shall be in final settlement of all claims against and all dues and liability to the State.

"For Samuel J. Barr, for addition to his salary as deputy superintendent of public instruction, one thousand dollars.

Line 13, after the word "for," insert the name "Mr. Vandercook." Line 20, strike out the word "twenty-five," and insert the word "fifty." Add at the end of line 27 the following: "for the same purposes, and the treasury of the State shall be reimbursed for such sum as may be paid, according to the provisions of chapter 751 of the Laws of 1866, and of chapter 543 of the Laws of 1867." Strike out lines 33 and 34, being the words following: "For Morgan Angsbury, late assistant warden at the State prison at Auburn, for extra labor, one thousand dollars.

Page 13, strike out lines 3 and 4, being the words following: "at which last date the five persons so appointed policemen shall cease to be such policemen." After line 9 insert the following: "So much of section 10 of chapter 969 of the Laws of 1867, entitled 'An act in relation to the inspection of steam boilers in the State of New York, except in the Metropolitan Police district, passed 22d June, 1867,' as reads as follows: 'And it is further provided that every owner or owners of a steam boiler or boilers shall cause to be attached thereto a low water indicator, to connect with a steam whistle; said low water indicator to be of such construction as to be approved by the inspector-in-chief.

In case the owner or owners of any such boiler or boilers shall fail to attach or cause to be attached said low water indicator, he or they shall be liable to a penalty of five hundred dollars, to be sued for and recovered in the same manner as the penalty imposed by the third section of this act,' is hereby repealed." Line 12, strike out the words "seventy-five," and insert the words "one hundred." Add at the end of line 12 the following: "For the Bureau of Military Statistics, for the expenses of 1868, seven thousand dollars." Lines 14 and 15, strike out the words "to be expended under the direction of the trustees of that institution." Lines 18 and 19 strike out the words "for the purchase of six and two-thirds acres of land, adjoining the grounds of that institution, four thousand dollars."

Add after line 28 the following:

"The board of Metropolitan police shall, on the application of the health officer of the port of New York, appoint special patrolmen, not exceeding five in number at any one time, to perform police duty at quarantine. Such special policemen while in office shall possess the powers and be subject to the laws, rules and regulations applicable to regular patrolmen of the Metropolitan police force, and receive the same compensation which shall be provided and paid in the same manner as other quarantine expenses.

"For the administrator of William B. Wright, deceased, the balance of salary for the current year as judge of the Court of Appeals.

"For Mrs. Mary Schrugham, wife of William W. Schrugham, deceased, one thousand three hundred and sixty-nine dollars and fifty-six cents, being the balance of her husband's salary for the year 1867.

"For the indebtedness of the present board of trustees of the blind, in repairing and preparing the Susquehanna Seminary buildings at Binghamton as a temporary institution for the blind and taking care of the same one year, ten thousand one hundred and twenty-seven dollars; for printing, stationery, postage, express charges and mileage of trustees, one thousand two hundred dollars.

"For Indians of the Seneca nation, for payment of expenses when visiting Albany on business relating to Indian affairs, to be paid on the order of the Governor, one hundred dollars.

For Victor M. Rice, in addition to his salary as Superintendent of Public Instruction, twenty-five hundred dollars."

Insert at the end of page 13 the following:

"Constitutional Convention.

"For certain expenses of the Constitutional Convention, to be paid out of the sum of two hundred thousand dollars already appropriated to to that end, the following items:

"To the National Commercial Bank of Albany, one hundred and ten thousand dollars, or so much thereof as may be necessary to pay the said bank for money advanced to pay members and officers of the Constitutional Convention, under an arrangement with the Comptroller, with interest on the said advances.

"To Nathaniel Goodwin, for services as janitor of the Constitutional Convention, in addition to one dollar per day received by him, two dollars per day for the whole time for which he served as such janitor.

"To John G. Kinney, as messenger and page to the Convention, two dollars per day, for the time served by him as such.

"For J. M. Pearse, for services rendered Constitutional Convention as fireman and janitor, three dollars per day for the time served by him,

"The sum of two hundred dollars each to Alfred B. Street, Henry A.

Homes and Norman L. Curtis, for extra hours in keeping open the State Library last summer for the Constitutional Convention.

"For compensation of clerks in the Comptroller's office, for extra services during the year 1867, including the preparation of statements for the Constitutional Convention, required by resolutions of that body, six hundred and eighty dollars, or so much thereof as the Comptroller may deem to be a reasonable compensation for such services, to be paid to said clerks respectively.

"To James Barnes, late Deputy State Engineer and Surveyor, for extra services and clerk hire in preparing Convention Documents No. 115, under the direction of the Commissioners of the Land Office, the sum of two hundred and fifty dollars.

"For William H. Doughty, for compensation for extra services in preparing a report in relation to the salt lands belonging to the State, for the Constitutional Convention, two hundred dollars.

"For Henry McBride, for services rendered Constitutional Convention, in City Hall, Albany, in taking charge of the room while used by Convention, three dollars per day for each day spent.

"To William Lombard, watchman, and John Gardiner and John Brown, laborers of the Capitol, for extra services during sitting of Convention, one dollar per night each for each day served by them.

"For the chaplains thereof, the same pay per day as chaplains of the Legislature.

"For Henry C. Southwick, Jr., one hundred dollars, and Edward Savage two hundred dollars, for services for the finance committee of said Convention.

"For Sarah Moran and Jane Grey, for extra labor in cleaning the library during the session of the Convention, fifty dollars for each of them.

"For the Sergeant-at-Arms, assistant sergeant-at-arms, librarian, janitor, doorkeepers and messengers of the Constitutional Convention, the same rate of extra compensation as is allowed in this act to the like officers in the Senate and Assembly.

"To A. Graves, for services as messenger to the Constitutional Convention, two dollars per day for each day of actual service.

"For Henry B. Burr, chief warrant clerk of the Comptroller's office, for compensation for extra services in examining and disbursing the appropriations for the expenses of the Constitutional Convention, five hundred dollars.

"To S. W. Stocking, for extra compensation for services in preparing a report to the Constitutional Convention, concerning applications for pardons, one hundred and twenty-five dollars.

"To J. W. Brockway, for extra compensation for preparing report to the Constitutional Convention, in regard to claims pending before the Canal Appraisers, one hundred dollars.

"For Joseph Clinton, for furnishing and drawing sixty yards of tan bark for street outside of Capitol, and removing the same, eighty-two dollars.

"For Edwin M. Johnson, for engrossing the new constitution adopted by the Constitutional Convention, engrossed on parchment under the orders of President Wheeler and Secretary Caldwell, three hundred dollars."

Page 15, lines 31 and 32, strike out the words "Commissioners of the Land Office," and insert the words "Secretary of the Board of Regents and the Comptroller." Line 36, strike out the word "two," and insert the word "three."

Page 16, add after line 6 the following:

"To John Gordon, one hundred and twenty-two dollars and sixty-nine cents, being the amount directed to be paid by chapter six hundred and nine of the Laws of eighteen hundred and sixty-seven.

"For the reimbursement of moneys deposited in the treasury by public administrators, in pursuance of law to the heirs and next of kin entitled thereto upon the order of the Supreme Court, one thousand dollars.

"For the improvement of the rafting channel of the Delaware river and its tributaries, to be paid to one commissioner appointed by the county judges of the counties of Delaware and Sullivan, who shall render to the Comptroller sworn statements of the expenditure of said appropriation. The sum of five thousand dollars appropriated by chapter 481 of Laws of 1867, is hereby re-appropriated, to be paid only when it shall be shown to the satisfaction of the Comptroller that the States of Pennsylvania and New Jersey have heretofore expended, or shall hereafter appropriate an equal amount each.

"For the State Agricultural Society, for the investigation of the causes of abortion among cows, in addition to the amount heretofore appropriated, five thousand dollars.

"The sum of five thousand dollars is hereby appropriated to be paid on the certificate of the Secretary of State and Secretary of the Board of Regents, for any deficiencies growing out of contracts heretofore made by these officers, or expenses otherwise incurred in the preparation of the Natural History of the State, and they shall have control of all matters concerning the same, with power to continue in force any existing contracts, or to make such others as shall hasten the completion of the work, and they may likewise have power to publish in abridged or epitomized form any portions of said work, if in their judgment, it may be for the public advantage.

"For Alexander Barkley, for compensation for special services on the Champlain canal in 1867, one thousand dollars.

"For E. S. Bullard, for counsel of the Senate committee to investigate the management of the canals, two hundred and fifty-five dollars.

"To Sarah E. Rose, the widow of Edwin Rose, deceased, late colonel of the Eighty-first Regiment New York State Volunteers, for compensation for services of said Edwin Rose, in organizing, drilling and disciplining the Eighty-first Regiment New York State Volunteers, from September 25th, 1861, to February 10th, 1862, both days inclusive, and for disbursements expended on and about the same, one thousand and forty-four dollars and sixty cents; the same to be paid on due proof to the Comptroller that no part of the same has been heretofore satisfied or paid.

"For D. J. Mitchell, for services rendered as attorney and counsel for the Senate committee to investigate the management of the canals of the State, and for expenditures, five thousand dollars.

"The appropriation of two hundred dollars, made in chapter 748 of the Laws of 1866, for the erection of a monument on the western boundary of the State, is hereby renewed.

"Three hundred dollars to Franklin A. Alberger, for making the annual report of the Canal Commissioners for year 1867, after his term of office had expired."

Same page, strike out lines 33, 34, 35, 36, in the words following: "For dredging and improving the channel of the Chaumont river or bay, the work to be done under the direction of Luke E. Frame, of Depauville, James Johnson, of Watertown, and Andrew S. Dewey, of Chau-

mont; and the money to be paid from time to time, as required, on their order, five thousand dollars."

Page 17, strike out from line 2 down to and including line 34, in the words following:

"The unexpended remainder of the appropriation made by chapter 397 of the Laws of 1862, renewed by chapter 347 of the Laws of 1864, and again renewed by chapter 748 of the Laws of 1866, being originally 'for the payment of certain claims incurred in the organization, equipment and subsistence of troops raised in the State of New York, for service in the United States,' is hereby appropriated for the maintenance of the National guard of the State of New York, to be applied, so far as necessary, as follows, namely: for the completion of the Rochester arsenal, to be expended under the supervision of the commissioner named in chapter 466 of the Laws of 1865, twenty-five thousand dollars; for the completion of the Schenectady arsenal, pursuant to chapter 850 of the Laws of 1866, and in lieu of any appropriation made by any statute of the present year, twenty-five thousand dollars; for the repairs of the Buffalo arsenal, six thousand dollars; for the repairs of the arsenal at Batavia, five hundred dollars; for the State arsenal at Syracuse, for repairs and improvements, to be paid to R. Nelson Gere, nine hundred and two dollars and one cent; for the twenty-fourth regiment of the National guard, for alterations in the uniform, one thousand dollars; and the residue is hereby appropriated to the use of the National guard of this State.

"For Ransom H. Gillett, for services rendered, by retainer of Horatio Seymour, when governor of the State of New York, in defense of Samuel North, M. M. Jones and Levi Cuhn, agents of the State of New York, when tried before a military commission at the city of Washington, and for preparation made to defend Louis J. Otternot, James H. Creed and Lieutenant Lockwood, afterward discharged without trial, six thousand one hundred and sixty-one dollars and thirty-nine cents.

"For William A. Beach, for services rendered, by retainer of Horatio Seymour, when Governor of this State, in defense of Samuel North and others, when held as prisoners and on trial before a military commission at the city of Washington, and for expenses, six thousand one hundred and sixty-one dollars and thirty-nine cents."

Insert in lieu thereof the following:

"For the purchase of wood lands, or an interest therein equal to at least ten thousand acres in severalty, if such quantity of land cannot be otherwise obtained convenient for the purposes of the prison near Clinton prison, eighty thousand dollars; and the State Engineer and Surveyor, the Comptroller and the Inspector of State Prisons in charge of the State prison at Clinton, are hereby authorized and required to determine upon the necessity and propriety of purchasing such wood lands and interest therein; and if they shall decide that such purchase is necessary and proper, and that the contract made in pursuance of chapter 733 of the Laws of 1867, by John Hammond, Inspector of State prisons, with Smith M. Weed, for the purchase of land and interest therein near said prison, dated January 4, 1868, is an advantageous contract to the State, and that the price therein agreed to be paid is a fair and reasonable price, then, and in such case upon filing a certificate to that effect in the office of the Comptroller, such contract shall be ratified, and be a binding obligation upon the State, and said sum of eighty thousand dollars, or so much thereof as shall be necessary, shall be paid by the Treasurer, upon the warrant of the Comptroller to said Weed therefor.

"For Clinton prison, for repairs and improvements, sixteen thousand

six hundred dollars, to be expended as follows, namely: for altering rolling mill, ten thousand dollars; for repairs to pickets, two thousand dollars; for repairs to plank roads, one thousand six hundred dollars; for new house for agent, three thousand dollars.

"For the asylum for insane convicts, for hydrant hose, five hundred dollars.

"For the purchase of two hundred acres of woodland at Clinton prison, on which are located five prison coal kilns, and thirty acres, more or less, of mill-site land and saw mill thereon, now partly owned by the State at Clinton prison, the sum of five thousand five hundred dollars.

"For supplying each convict at the several State prisons and the asylum for insane convicts with a Bible and hymn book, as required by law, the sum of nineteen hundred dollars.

"For John Parkhurst, for compensation as superintendent of iron works, the sum of two thousand dollars.

"For Clute Brothers, for putting water pipes and hydrants for fire purposes at asylum for insane convicts, the sum of fifteen hundred and fifty dollars and sixty-seven cents.

"For repairs and improvements to the several State prisons and the asylum for the insane convicts, including plank roads and coal kilns at Clinton prison, and the docks at Sing Sing prison, the sum of fifty-eight thousand and thirty-four dollars and eighty cents.

"For the completion of the extension to the north wing of the Auburn prison, containing three hundred cells, the sum of twenty thousand one hundred and thirty-five dollars and ninety-six cents.

"For repairs and improvements to the Sing Sing prison, sixteen thousand five hundred dollars, to be expended as follows, namely: For repairs to roofs, three thousand eight hundred and seventy-five dollars; for hydrant hose, four hundred and twenty-five dollars; for completing new hospital, fifteen hundred dollars; for steam heating apparatus, four hundred and fifty dollars; for furnishing the same, eight hundred dollars; for enlarging chapel, twelve hundred and fifty dollars; for enlarging the storehouse, three hundred and fifty dollars; for enlarging chain shop, and for tools, two thousand five hundred and fifty dollars; for repairing docks, five thousand one hundred and fifty dollars; for one new cooking cauldron, one hundred and fifty dollars.

"For the prison at Auburn, for repairs and improvements, six thousand eight hundred and eighty-five dollars and eighty cents, to be expended as follows, namely: For a new kitchen and bakery, two thousand dollars; for repairs to roofs, eleven hundred dollars; for addition to State shop, two hundred dollars; for hydrant hose, one thousand dollars; for paints and oils, one hundred dollars; for cross wall in machine shop, one hundred dollars; for extension of steam heating apparatus, two thousand three hundred and thirty-five dollars and eighty cents.

"The Comptroller is hereby authorized to pay the Inspectors of State prisons, for use of the State prison at Sing Sing, in working the quarries, such sum, not to exceed five thousand dollars per month, as he may, from the estimates and vouchers submitted to him by them, deem necessary, which sum shall be paid from the earnings of the working of said quarries, and from no other fund."

Line 43, strike out the word "five," and insert the word "ten." Strike out the item for Stephen Maxon as medical agent for the relief of sick and wounded soldiers.

Page 18, lines 6 and 7, strike out the words "eleven hundred and

fifty," and insert the words "one thousand." Line 9, strike out the word "one," and insert the word "two." Add at the end of line 13 the following: "Or so much thereof as may be necessary to pay one-third of the expenses of building the same, one-third of such expense to be paid by the county of Chautauqua and one-third thereof by the county of Erie." Line 19, strike out the words "for balance of," and insert the word "upon." Line 20, strike out the words "and in full for all his claim against the State."

Add at the end of line 21 the following: "But this appropriation is upon the condition that the matter involved herein is referred for adjudication to the Secretary of State, the Comptroller, and Attorney-General, who are hereby required and authorized to hear and determine the same, and the said amount shall be paid to said Lockwood upon their certificate to that effect, and not otherwise; and they shall report the facts of the case to the next Legislature, and whether, in their opinion, anything and how much was before this appropriation due from the State to said Lockwood."

Add after line 23 the following:

"For Rensselaer Lamb, for services as appraiser under chapter 666 of the Laws of 1867, seventy-five dollars.

"For the heirs of Chauncey E. Goodrich, the producer of the Goodrich seedling potato, two thousand dollars."

Add after line 36 the words "from the common school fund."

Page 19, strike out the item in the words following: "To make good a deficiency, on account of the robbery of the safe in the collector's office in the city of New York, in the year 1864, to settle the account of the late collector, two thousand three hundred dollars, or as much as may be necessary."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 20 }
{ NOES 65 }

Those who voted in the affirmative, were

| | | | | |
|--------------|---------|-----------|---------------|---------|
| A. H. Andrew | Davis | Kinney | Pitts | Rider |
| Balcom | Gifford | Mann | Pond | Root |
| Cameron | Gleason | Nicholson | Ray | Topliff |
| Chapman | Halsey | O'Reilly | A. Richardson | Weed |

Those who voted in the negative, were

| | | | | |
|------------|-------------|-----------|---------------|-------------|
| Ackert | Chism | Guigon | Lounsbury | Selkreg |
| Bamler | G. Clark | Hartman | Mallison | Sherman |
| Bennet | W. S. Clark | Hasbrouck | Matthewson | Skeels |
| Bentley | Cornwall | Howard | McKiever | Speaker |
| Bergen | Daily | Hubbard | Miller | Stannard |
| Bigelow | Dayton | Irving | Moran | Stevens |
| Bradstreet | Farley | Jacobs | Murphy | Tarbox |
| Bristol | Flach | Johnson | Penfield | Trainer |
| Brush | J. L. Flagg | Jones | Prince | Wellington |
| Burhans | F. H. Flagg | Keady | Purdy | Wells |
| D. Burns | Frear | Lasher | Quinn | Wiley |
| P. Burns | Furman | Little | S. Richardson | A. I. Wood |
| Campbell | Galvin | Loughran | Riley | F. H. Woods |

Mr. J. L. Flagg moved the appointment of a committee of conference, and that the Senate be requested to appoint a like committee on their part.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Messrs. J. L. Flagg, Furman, Bentley, Jacobs and Selkreg were appointed such committee.

Ordered, That the Clerk return said bill to the Senate, with an appropriate message.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act supplementary to chapter 489 of the Laws of 1867, and to provide for the collection and application of revenue in the county of New York, in certain cases," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

"An act to amend an act entitled 'An act in relation to the judiciary,' passed May 12, 1847," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

"An act to change the boundaries of the First and Second wards of the city of Albany, and define and establish the boundaries thereof," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the affairs of cities.

"An act supplementary to an act entitled 'An act declaring the village of Adams a valid corporation,' passed May 26, 1853," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Bigelow, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Gifford | Moran | Root |
| A. H. Andrew | Chapman | Gleason | Murphy | Selkreg |
| W. S. Andrews | Chism | Guigon | Nelson | Skeels |
| Babcock | G. Clark | Hasbrouck | Nicholson | C. L. Smith |
| Balcom | W. S. Clark | Hubbard | O'Relley | L. E. Smith |
| Bamler | Clausen | Humphrey | Parshall | Speaker |
| Bennet | Cornwall | Jacobs | Penfield | Stamard |
| Bergen | Dally | Johnson | Pitts | Stevens |
| Bigelow | Davis | Jones | Pond | Sumner |
| Bradstreet | Dayton | Keady | Prince | Topliff |
| Bristol | Eaton | Little | Purdy | Tower |
| Brush | Flach | Lounsbury | Quinn | Trainer |
| Buel | J. L. Flagg | Madden | Ray | Underwood |
| Burhans | F. H. Flagg | Mann | A. Richardson | Weed |
| P. Burns | Frear | Matthewson | Rider | Wellington |
| Button | Furman | McKiever | Riley | Wells |
| Cameron | Galvin | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent,

Mr. Penfield, from the committee on insurance companies, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to amend an act to provide for the

incorporation of life and health insurance companies, and in relation to agencies of such companies,' passed June 24, 1853, passed April 24, 1866," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Jones, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to widen portions of Sackett, Douglas and President streets, in the city of Brooklyn," with power to report complete at any time, reported the same complete, with an amendment; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act to organize the Interior Lake and River Improvement and Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| Allis | W. S. Clark | Hasbrouck | Murphy | Skeels |
| A. H. Andrew | Clausen | Howard | Nelson | C. L. Smith |
| Babcock | Cook | Hubbard | Nicholson | L. E. Smith |
| Balcom | Cornwall | Humphrey | Parshall | Stannard |
| Bamler | Dally | Irving | Penfield | Stevens |
| Bergen | Davis | Jacobs | Pitts | Sullard |
| Bigelow | Dayton | Jones | Prince | Tarbox |
| Bradstreet | Eaton | Keady | Purdy | Topliff |
| Brush | Flach | Lasher | Quinn | Tower |
| Buel | J. L. Flagg | Little | Raber | Tratner |
| Burhans | Frear | Lounsbury | Reeve | Underwood |
| P. Burns | Galvin | Madden | A. Richardson | Van Valkenburgh |
| Button | Gifford | Mann | Rider | Weed |
| Cameron | Gleason | Matthewson | Riley | Wellington |
| Campbell | Guigou | McKiever | Root | Williams |
| Chapman | Hartman | Miller | Sherman | A. I. Wood |
| G. Clark | | | | |

For the negative,

Selkreg

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent, on motion of Mr. Penfield, the Senate bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to provide for the incorporation of life and health insurance companies, and in relation to agencies of such companies,' passed June 24, 1853, passed April 24, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|-----------|----------|
| Ackert | Chapman | Hartman | Nelson | Sherman |
| Allis | G. Clark | Hasbrouck | Nicholson | Skeels |
| A. H. Andrew | W. S. Clark | Hubbard | Penfield | Skilman |
| Babcock | Clausen | Humphrey | Pitts | Speaker |
| Balcom | Cornwall | Jones | Pond | Stannard |

| | | | | |
|------------|--------------|------------|---------------|------------|
| Bamler | Daily | Keady | Prince | Tarbox |
| Bennet | Davis | Kinney | Quinn | Topliff |
| Bigelow | Eaton | Little | Ranney | Tower |
| Bradstreet | J. L. Flagg | Loughran | Ray | Trainer |
| Bristol | F. H. Flagge | Mallison | A. Richardson | Underwood |
| Brush | Frear | Mann | S. Richardson | Weed |
| Burhans | Furman | Matthewson | Rider | Wellington |
| P. Burns | Gifford | McKiever | Riley | Wells |
| Button | Gleason | Miller | Root | A. I. Wood |
| Campbell | Halsey | Murphy | | |

Those who voted in the negative, were

Irving O'Reilley

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Chapman,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to authorize the Attorney General to institute suits for the purpose of annulling certain contracts entered into by the State for the repairs of the canals," and that the same be ordered to a third reading.

Mr. Keady, from the committee on trade and manufactures, to which was referred the Senate bill entitled "An act to extend the time for the organization of the Albany Iron Manufacturing Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. J. L. Flagg, from the committee on ways and means, to which was referred the bill entitled "An act making appropriations for certain public and charitable institutions," with power to report complete, reported the same complete, with amendments; which report was agreed to, and said bill ordered engrossed and to a third reading.

The bill entitled "An act to compel the Grand Street and Newtown Railroad Company to convey passengers to and from the terminus of its road without change of cars, and without unnecessary delays along said route," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Cornwall | Humphrey | Nicholson | L. E. Smith |
| A. H. Andrew | Daily | Irving | O'Reilley | Speaker |
| Babcock | Davis | Johnson | Penfield | Stannard |
| Balcom | Dayton | Keady | Place | Summer |
| Bennet | Farley | Kinney | Pond | Tarbox |
| Bergen | J. L. Flagg | Lounsbury | Purdy | Topliff |
| Bradstreet | F. H. Flagge | Mann | Ranney | Trainer |
| Bristol | Furman | Matthewson | A. Richardson | Underwood |
| Brush | Galvin | McKiever | S. Richardson | Weed |
| D. Burns | Gifford | Miller | Rider | Wellington |
| Cameron | Guigou | Moran | Riley | Wells |
| G. Clark | Halsey | Murphy | Selkreg | Williams |
| W. S. Clark | Hartman | Nelson | Sherman | A. I. Wood |
| Cook | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend

an act entitled An act to amend an act entitled An act to authorize the county judges of the several counties of this State to appoint a crier of the courts of record to be held in and for said counties, being chapter 588 of the Laws of 1866," being announced for third reading,

Mr. L. E. Smith moved to recommit the same to the committee on the judiciary, with instructions to strike out all therein authorizing the appointment of criers of courts, and inserting a provision authorizing and requiring clerks of all courts of record of this State to perform the duties of criers of courts therein.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 74 }
{ NOES 8 }

Those who voted in the affirmative were

| | | | | |
|------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hartman | Matthewson | Root |
| Babcock | Clausen | Hasbrouck | McKiever | Selkreg |
| Balcom | Cook | Howard | Miller | Sherman |
| Bamler | Cornwall | Hubbard | Murphy | Skillman |
| Bentley | Davis | Humphrey | Nelson | Stannard |
| Bergen | Dayton | Irving | Nicholson | Sumner |
| Bigelow | Eaton | Jacobs | Penfield | Tarbox |
| Bradstreet | Flach | Johnson | Pond | Trainer |
| Bristol | J. L. Flagge | Jones | Purdy | Underwood |
| Brush | F. H. Flagge | Keady | Quinn | Weed |
| Buel | Frear | Kinney | Raber | Wellington |
| Burhans | Galvin | Lasher | Ranney | Wells |
| D. Burns | Gifford | Loughran | A. Richardson | Williams |
| Chapman | Guigou | Lounsbury | S. Richardson | F. H. Woods |
| Chism | Halsey | Mann | Riley | |

Those who voted in the negative, were

| | | | | |
|---------------|----------|-------------|---------|------------|
| A. H. Andrew | P. Burns | Gleason | Topliff | A. I. Wood |
| W. S. Andrews | Cameron | L. E. Smith | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to provide for the repayment to Joseph Pratt, of the town of Canisteo, in the county of Steuben, of certain over tax on property, levied and collected from him for the year 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|-----------|----------|-------------|
| A. H. Andrew | Clausen | Irving | Penfield | L. E. Smith |
| Balcom | Cook | Jacobs | Pitts | Speaker |
| Bamler | Cornwall | Jones | Place | Stannard |
| Bergen | Dayton | Kinney | Pond | Stevens |
| Bigelow | Eaton | Loughran | Prince | Sullard |
| Bradstreet | Farley | Lounsbury | Purdy | Tarbox |
| Bristol | Flach | Mallison | Raber | Topliff |

| | | | | |
|-------------|-------------|------------|---------------|-------------|
| Burhans | J. L. Flagg | Mann | Ray | Tower |
| D. Burns | Furman | Matthewson | S. Richardson | Trainer |
| P. Burns | Galvin | Miller | Rider | Underwood |
| Button | Guigon | Moran | Riley | Weed |
| Cameron | Halsey | Murphy | Root | Wellington |
| Campbell | Hartman | Nelson | Selkreg | Wells |
| Chapman | Hasbrouck | Nicholson | Sherman | Wiley |
| Chism | Howard | O'Reilly | Skeels | Williams |
| G. Clark | Hubbard | Parshall | Skillman | F. H. Woods |
| W. S. Clark | Humphrey | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the sale of block No. 3, known as Montcalm park, in the city of Oswego," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Hartman | Murphy | Riley |
| Allis | G. Clark | Hasbrouck | Nelson | Selkreg |
| A. H. Andrew | W. S. Clark | Hubbard | Nicholson | Sherman |
| Babcock | Clausen | Humphrey | O'Reilly | Skeels |
| Balcom | Cook | Irving | Parshall | Skillman |
| Bamler | Cornwall | Jacobs | Penfield | C. L. Smith |
| Bennet | Davis | Johnson | Pitts | Speaker |
| Bigelow | Dayton | Keady | Place | Stannard |
| Bradstreet | Eaton | Kinney | Pond | Stevens |
| Bristol | Flach | Little | Prince | Sumner |
| Brush | J. L. Flagg | Loughran | Purdy | Tarbox |
| Burhans | Frear | Mallison | Quinn | Topliff |
| D. Burns | Furman | Mann | Raber | Tower |
| P. Burns | Galvin | Matthewson | Ray | Trainer |
| Button | Gleason | McKiever | S. Richardson | Underwood |
| Cameron | Guigon | Miller | Rider | Weed |
| Chapman | Halsey | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Lounsbury introduced a bill entitled "An act to amend an act entitled 'An act to simplify and abridge the practice, pleadings and proceedings of the courts of this State,' passed April 12, 1848," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the judiciary.

The Senate bill entitled "An act to widen portions of Sackett, Douglas and President streets, and otherwise to alter the commissioners map of the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|---------|----------|----------|
| Ackert | Campbell | Gifford | Mallison | Sherman |
| Allis | Chapman | Guigon | Mann | Skillman |

| | | | | |
|------------|-------------|-----------|---------------|-------------|
| Babcock | Chism | Halsey | Matthewson | C. L. Smith |
| Balcom | G. Clark | Hartman | McKiever | L. E. Smith |
| Bamler | W. S. Clark | Hasbrouck | Miller | Speaker |
| Bennet | Clausen | Howard | Nelson | Stannard |
| Bentley | Cook | Hubbard | Nicholson | Stevens |
| Bergen | Cornwall | Humphrey | O'Reilley | Sullard |
| Bigelow | Daily | Irving | Parshall | Topliff |
| Bradstreet | Davis | Jacobs | Penfield | Trainer |
| Bristol | Dayton | Jones | Pond | Underwood |
| Brush | Eaton | Keady | Prince | Weed |
| Burhans | Farley | Kinney | Purdy | Wells |
| D. Burns | Flach | La Ban | S. Richardson | Williams |
| P. Burns | J. L. Flag | Little | Rider | A. I. Wood |
| Button | Frear | Loughran | Riley | Younglove |
| Cameron | Furman | Lounsbury | Root | |

Those who voted in the negative, were

Selkreg Tarbox

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to fix the compensation of the treasurer of Chautauqua county," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Hasbrouck | Miller | Sherman |
| Allis | G. Clark | Howard | Murphy, | Skels |
| A. H. Andrew | W. S. Clark | Hubbard | Nelson | Skilman |
| Babcock | Clausen | Humphrey | O'Redley | C. L. Smith |
| Balcom | Cook | Irving | Parshall | L. E. Smith |
| Bamler | Cornwall | Jacobs | Penfield | Stannard |
| Bennet | Davis | Jones | Pitts | Stevens |
| Bentley | Dayton | Keady | Place | Tarbox |
| Bigelow | Eaton | Kinney | Pond | Topliff |
| Bristol | Flach | Lasher | Prince | Tower |
| Brush | J. L. Flag | Little | Purdy | Trainer |
| Burhans | Frear | Loughran | Quinn | Underwood |
| D. Burns | Furman | Lounsbury | S. Richardson | Weed |
| P. Burns | Gifford | Mallison | Rider | Wells |
| Button | Gleason | Mann | Riley | Wiley |
| Cameron | Guigon | Matthewson | Root | Williams |
| Campbell | Halsey | McKiever | Selkreg | F. H. Woods |
| Chapman | Hartman | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to amend an act entitled 'An act to amend the act for the incorporation of insurance companies,' passed April 19, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------|----------|---------|------------|-------------|
| Ackert | Chapman | Halsey | Matthewson | C. L. Smith |
| Allis | G. Clark | Hartman | Miller | L. E. Smith |

| | | | | |
|------------|--------------|-----------|---------------|-------------|
| Babcock | W. S. Clark | Hasbrouck | Parshall | Stannard |
| Balcom | Clausen | Howard | Pond | Sullard |
| Bamler | Cook | Hubbard | Prince | Summer |
| Bennet | Cornwall | Humphrey | Purdy | Tarbox |
| Bentley | Davis | Jones | Quinn | Topliff |
| Bradstreet | Dayton | Keady | Ray | Trainer |
| Bristol | Eaton | Kinney | S. Richardson | Weed |
| Brush | J. L. Flagg | Lasher | Rider | Wellington |
| Buel | F. H. Flagge | Little | Root | Wells |
| Burhans | Frear | Lounsbury | Sherman | A. I. Wood |
| D. Burns | Furman | Mallison | Skeels | F. H. Woods |
| Button | Gifford | Mann | Skillman | Yeunglove |
| Cameron | Guigon | | | |

Those who voted in the negative, were

Chism McKiever

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to prevent burials near the reservoirs and ponds used for the supply of the city of Brooklyn with water," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Hartman | Nelson | Skillman |
| Allis | Chism | Hasbrouck | Nicholson | C. L. Smith |
| W. S. Andrews | G. Clark | Hubbard | Parshall | L. E. Smith |
| Babcock | W. S. Clark | Humphrey | Penfield | Stannard |
| Balcom | Clausen | Jones | Pond | Stevens |
| Bamler | Cornwall | Keady | Prince | Sullard |
| Bennet | Dayton | Kinney | Purdy | Tarbox |
| Bentley | Eaton | Lasher | Raber | Topliff |
| Bigelow | Farley | Little | Ray | Tower |
| Bradstreet | Flach | Loughran | S. Richardson | Trainer |
| Bristol | J. L. Flagg | Lounsbury | Rider | Weed |
| Brush | Frear | Mallison | Riley | Wellington |
| D. Burns | Galvin | Mann | Root | Wells |
| P. Burns | Gifford | Matthewson | Sherman | A. I. Wood |
| Button | Guigon | McKiever | Skeels | F. H. Woods |
| Cameron | Halsey | Miller | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the Eastside Savings Bank, in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|----------|-------------|
| Ackert | Cameron | Halsey | Murphy | Skeels |
| Allis | Chapman | Hartman | Nelson | L. E. Smith |
| A. H. Andrew | Chism | Hasbrouck | O'Reilly | Speaker |
| Babcock | G. Clark | Hubbard | Parshall | Stannard |
| Balcom | W. S. Clark | Humphrey | Penfield | Stevens |

| | | | | |
|------------|-------------|------------|---------------|-------------|
| Bamler | Cornwall | Irving | Place | Sumner |
| Bennet | Davis | Jones | Pond | Tarbox |
| Bergen | Dayton | Keady | Prince | Topliff |
| Bigelow | Eaton | Kinney | Quinn | Tower |
| Bradstreet | Flach | Lasher | Ray | Trainer |
| Bristol | J. L. Flagg | Little | S. Richardson | Underwood |
| Brush | Frear | Lounsbury | Rider | Weed |
| Buel | Furman | Mallison | Riley | Wells |
| Burhans | Galvin | Mann | Root | A. I. Wood |
| D. Burns | Gifford | Matthewson | Selkreg | F. H. Woods |
| Button | Guigon | Miller | Sherman | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend chapter 659 of the Laws of 1865, entitled 'An act in relation to the collection of taxes in the city of Utica,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Hasbrouck | Nelson | Skells |
| Allis | Clausen | Hubbard | Nicholson | Skillman |
| W. S. Andrews | Cook | Humphrey | O'Reilley | L. E. Smith |
| Babcock | Cornwall | Irving | Parshall | Stannard |
| Bamler | Daily | Jacobs | Place | Sullard |
| Bentley | Dayton | Jones | Pond | Tarbox |
| Bigelow | Eaton | Keady | Prince | Topliff |
| Bradstreet | Farley | Kinney | Purdy | Tower |
| Bristol | Flach | Lasher | Quinn | Trainer |
| Burhans | J. L. Flagg | Little | Ranney | Underwood |
| D. Burns | Frear | Loughran | Ray | Weed |
| P. Burns | Furman | Lounsbury | S. Richardson | Wellington |
| Button | Galvin | Mallison | Rider | Wells |
| Cameron | Gifford | Matthewson | Riley | Williams |
| Campbell | Guigon | McKiever | Sargent | A. I. Wood |
| Chism | Halsey | Miller | Selkreg | Younglove |
| G. Clark | Hartman | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act in relation to Franklin avenue, in the town of West Farms, in the county of Westchester," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|-----------|-------------|
| Ackert | Chapman | Halsey | Murphy | Skells |
| Allis | Chism | Howard | Nelson | Skillman |
| A. H. Andrew | G. Clark | Hubbard | Nicholson | C. L. Smith |
| Babcock | W. S. Clark | Humphrey | O'Reilley | L. E. Smith |
| Balcom | Clausen | Irving | Parshall | Stannard |
| Bamler | Cook | Jacobs | Penfield | Stevens |

| | | | | |
|------------|-------------|------------|---------------|------------|
| Bennet | Cornwall | Jones | Place | Sullard |
| Bentley | Daily | Keady | Pond | Tarbox |
| Bigelow | Davis | Kinney | Prince | Topliff |
| Bradstreet | Dayton | Lasher | Purdy | Tower |
| Bristol | Eaton | Little | Ray | Trainer |
| Brush | Farley | Loughran | S. Richardson | Underwood |
| Buel | J. L. Flagg | Lounsbury | Rider | Weed |
| Burhans | Frear | Mallison | Riley | Wells |
| D. Burns | Galvin | Mann | Root | Wiley |
| Button | Gifford | Matthewson | Sargent | A. I. Wood |
| Cameron | Gleason | McKiever | Selkreg | Younglove |
| Campbell | Guigon | Miller | Sherman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to extend, lay out, open and grade Atlantic avenue, from East New York avenue, in the town of New Lots, to the county line," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Halsey | Murphy | Sherman |
| Allis | Chism | Hasbrouck | Nelson | Skeels |
| A. H. Andrew | G. Clark | Howard | Nicholson | L. E. Smith |
| Babcock | W. S. Clark | Humphrey | Parshall | Speaker |
| Balcom | Clausen | Jacobs | Penfield | Stannard |
| Bamler | Cornwall | Jones | Pitts | Stevens |
| Bennet | Daily | Keady | Pond | Sullard |
| Bentley | Davis | Kinney | Prince | Sumner |
| Bigelow | Dayton | Lasher | Quinn | Topliff |
| Bradstreet | Eaton | Little | Ray | Trainer |
| Bristol | Flach | Loughran | S. Richardson | Underwood |
| Brush | J. L. Flagg | Lounsbury | Rider | Weed |
| Buel | Frear | Mallison | Riley | Wells |
| Burhans | Forman | Mann | Root | A. I. Wood |
| D. Burns | Gifford | Matthewson | Sargent | F. H. Woods |
| Button | Gleason | McKiever | Selkreg | Younglove |
| Cameron | Guigon | Miller | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act concerning the proof of wills, executors, administrators, guardians and wards, and surrogates' courts,' passed May 16, 1837," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|--------|-------------|
| Ackert | G. Clark | Hartman | Miller | Selkreg |
| Allis | W. S. Clark | Hasbrouck | Murphy | Skillman |
| A. H. Andrew | Clausen | Howard | Nelson | C. L. Smith |

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| | | | | |
|------------|-------------|------------|---------------|-------------|
| Babcock | Cook | Hubbard | Nicholson | L. E. Smith |
| Balcom | Cornwall | Humphrey | Parshall | Stannard |
| Bamler | Daily | Irving | Pitts | Sullard |
| Bennet | Davis | Jones | Place | Sumner |
| Bentley | Dayton | Keady | Pond | Tarbox |
| Bradstreet | Eaton | Kinney | Prince | Topliff |
| Bristol | Flach | Lasher | Quinn | Tower |
| Brush | J. L. Flagg | Little | Ranney | Weed |
| Buel | Frear | Loughran | Ray | Wells |
| D. Burns | Furman | Lounsbury | A. Richardson | Wiley |
| Button | Galvin | Mallison | S. Richardson | A. I. Wood |
| Cameron | Gifford | Mann | Rider | F. H. Woods |
| Chapman | Guigou | Matthewson | Riley | Younglove |
| Chism | Halsey | McKiever | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize the purchasing and apply of disinfectants for use in prisons," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | G. Clark | Halsey | McKiever | Sherman |
| Allis | W. S. Clark | Hartman | Miller | Sheels |
| A. H. Andrew | Clausen | Hasbrouck | Nelson | Skillman |
| W. S. Andrews | Cook | Hubbard | Nicholson | C. L. Smith |
| Babcock | Cornwall | Humphrey | O'Reilly | Stannard |
| Bennet | Davis | Jacobs | Penfield | Stevens |
| Bentley | Dayton | Jones | Place | Sullard |
| Bigelow | Eaton | Keady | Pond | Sumner |
| Bradstreet | Farley | Kinney | Prince | Topliff |
| Bristol | J. L. Flagg | Lasher | Quinn | Tower |
| Brush | Frear | Little | Ray | Trainer |
| Burhans | Furman | Loughran | S. Richardson | Underwood |
| D. Burns | Galvin | Lounsbury | Rider | Weed |
| Button | Gifford | Mallison | Riley | Wells |
| Cameron | Gleason | Mann | Sargent | A. I. Wood |
| Chism | Guigou | Matthewson | Selkreg | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend chapter 430 of the Laws of 1866, entitled 'An act to facilitate the construction of the Buffalo and Oil Creek Cross-cut railroad, and to authorize towns to subscribe to the capital stock thereof,' passed April 7, 1866," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 72 }
{ NOES 11 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|----------|
| Ackert | Cameron | Hartman | McKiever | Speaker |
| Allis | Chapman | Hasbrouck | Murphy | Stannard |
| A. H. Andrew | W. S. Clark | Hubbard | Nelson | Stevens |
| W. S. Andrews | Cook | Humphrey | Nicholson | Sullard |
| Babcock | Cornwall | Irving | Parshall | Sumner |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Balcom | Daily | Jacobs | Penfield | Topliff |
| Bamler | Dayton | Jones | Place | Trainer |
| Bennet | Eaton | Kinney | Pond | Weed |
| Bentley | F. H. Flagge | Lasher | Prince | Wells |
| Bigelow | Frear | Little | S. Richardson | Wiley |
| Bradstreet | Furman | Loughran | Rider | Williams |
| Bristol | Galvin | Lounsbury | Root | A. I. Wood |
| Brush | Gleason | Mann | Sherman | F. H. Woods |
| Burhans | Guigou | Matthewson | L. E. Smith | Younglove |
| Button | Halsey | | | |

Those who voted in the negative, were

| | | | | |
|----------|---------|----------|-------|---------|
| D. Burns | Davis | Keady | Quinn | Selkreg |
| Chism | Gifford | O'Reilly | Raber | Tarbox |
| G. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the United States Contracting Company," being announced for third reading,

Mr. Younglove moved to recommit the same to the committee of the whole.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent, on motion of Mr. Younglove, said bill was amended as follows:

Section 1, line 1, strike out the word "perpetual," and insert after the word "succession," the words "fifty years."

Section 5, line 3, after the word "company," insert the words "notice of which shall be published in two daily papers in the city of New York for ten days."

Section 6, line 4, strike out the word "thirteen," and insert the word "majority."

Section 8, strike out the words "have the power and."

Said bill, as amended, was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 81 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|----------|-------------|
| Ackert | G. Clark | Hubbard | Murphy | Sherman |
| W. S. Andrews | W. S. Clark | Humphrey | Nelson | Skeels |
| Babcock | Cook | Irving | O'Reilly | Skillman |
| Bamler | Dayton | Johnson | Parshall | Sullard |
| Bentley | J. L. Flagg | Jones | Penfield | Sumner |
| Bergen | F. H. Flagge | Keady | Pond | Topliff |
| Brush | Frear | Little | Prince | Tower |
| Buel | Furman | Loughran | Purdy | Trainer |
| Burhans | Galvin | Lounsbury | Quinn | Weed |
| D. Burns | Gleason | Mallison | Raber | Wells |
| P. Burns | Guigou | Matthewson | Rider | Wiley |
| Button | Hartman | McKiever | Riley | F. H. Woods |
| Campbell | Hasbrouck | Moran | Root | Younglove |
| Chapman | Howard | | | |

Those who voted in the negative, were

| | | | | |
|--------------|-------|--------|---------------|-------------|
| A. H. Andrew | Daily | Kinney | Ranney | L. E. Smith |
| Balcom | Davis | Lasher | Ray | Stannard |
| Bennet | Eaton | Mann | A. Richardson | Tarbox |

| | | | | |
|----------|---------|--------|---------------|------------|
| Bigelow | Farley | Miller | S. Richardson | Wellington |
| Cameron | Gifford | Pitts | Sargent | Williams |
| Chism | Jacobs | Place | Selkreg | A. I. Wood |
| Cornwall | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Tower, the bill entitled "An act to authorize the Brooklyn park commissioners to establish a pond in Prospect park," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Ackert | G. Clark | Howard | Pond | C. L. Smith |
| A. H. Andrew | W. S. Clark | Hubbard | Prince | L. E. Smith |
| Babcock | Clausen | Humphrey | Purdy | Stannard |
| Balcom | Cornwall | Jacobs | Quinn | Stevens |
| Bamler | Daily | Jones | Raber | Sullard |
| Bennet | Davis | Little | Ray | Tarbox |
| Bentley | Eaton | Loughran | A. Richardson | Topliff |
| Bradstreet | Farley | Lounsbury | S. Richardson | Tower |
| Bristol | J. L. Flagg | Mann | Rider | Trainer |
| Brush | F. H. Flagg | Miller | Riley | Underwood |
| Buel | Frear | Nelson | Root | Wellington |
| Burhans | Furman | Nicholson | Sargent | Wells |
| Button | Gifford | Parshall | Selkreg | Wiley |
| Campbell | Guigon | Penfield | Sherman | Williams |
| Chapman | Halsey | Pitts | Skells | A. I. Wood |
| Chism | Hasbrouck | Place | Skillman | |

Those who voted in the negative, were

| | | | | |
|----------|----------|----------|--------|----------|
| P. Burns | Mallison | McKiever | Murphy | O'Reilly |
| Keady | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the Westside Savings Bank, to be located in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------|-------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hubbard | Penfield | Skillman |
| Allis | W. S. Clark | Humphrey | Pitts | C. L. Smith |
| Babcock | Clausen | Irving | Place | L. E. Smith |
| Balcom | Cornwall | Jacobs | Pond | Stannard |
| Bamler | Daily | Jones | Prince | Stevens |
| Bennet | Eaton | Keady | Purdy | Sullard |
| Bentley | Farley | Kinney | Raber | Tarbox |
| Bergen | Flach | Loughran | Ray | Tower |
| Bristol | Frear | Lounsbury | S. Richardson | Trainer |
| Brush | Furman | Mallison | Rider | Underwood |
| Buel | Galvin | Mann | Riley | Wellington |
| Burhans | Gifford | Miller | Root | Wells |

P. Burns
Cameron
Chapman
Chism

Gleason
Guigou
Halsey
Hasbrouck

Murphy
Nelson
Nicholson
Parshall

Selkreg
Sherman
Skeels

Williams
A. I. Wood
F. H. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Murphy, at 12 o'clock and 40 minutes, the House took a recess until 3½ o'clock P. M.

HALF-PAST THREE O'CLOCK P. M.

The House again met.

The Senate returned the bill entitled "An act making appropriations for certain expenses of government, and for supplying deficiencies in former appropriations," with a message informing that they had consented to a committee of conference, and appointed as such committee on the part of the Senate Messrs. O'Donnell, Palmer and Murphy.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to incorporate the village of West Mount Vernon."

"An act appointing Jesse P. Haines, Elijah C. Odell and Moses C. Crapsey commissioners for draining certain lands in the town and city of Lockport, in the county of Niagara."

"An act to legalize the elections of trustees and other officers of the village of Cary, Genesee county."

"An act to authorize the corporation of the city of Albany to reduce the width of De Witt street, between Perry and Robin streets, in the city of Albany."

"An act to amend an act entitled 'An act for the improvement of Brooklyn Heights,' passed April 17, 1866, and supplemental thereto."

"An act to legalize certain acts of the town meeting held in the town of Stafford, in the county of Genesee, March 3, 1868."

"An act for the relief of James L. Howard."

"An act relating to the recording of sheriff's certificates upon the sale of real estate in the county of Niagara."

"An act to amend an act entitled 'An act to prevent frauds in the sale of tickets to passengers upon railroads, steamboats and steamships,' passed April 15, 1857."

"An act in relation to the law library in the city of New York."

"An act authorizing the village of Douglas, in the counties of Delaware and Sullivan, to subscribe for and take capital stock in certain stock companies in said village."

"An act supplementary to an act, passed April 19, 1867, to provide for rebuilding a bridge in the town of Lorraine, Jefferson county, and for raising money by tax for that purpose, upon the town of Lorraine, in said county."

"An act to amend an act entitled 'An act to provide for the appointment of a police justice in the village of Saratoga Springs,' passed May 14, 1845, and the act amendatory of said act, passed March 27, 1857."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled as follows:

"An act to confirm the title of certain persons to real estate, questioned by reason of the alienism of former owners."

Ordered, That the Clerk deliver said bill to the Governor.

By unanimous consent, on motion of Mr. Matthewson,

Resolved, That the Senate bill entitled "An act to amend chapter 596 of the Laws of 1865, being an act to amend an act entitled 'An act to provide for the purchase or construction and maintenance of a free bridge across the Mohawk river at Amsterdam, in the county of Montgomery,'" have its third reading at 4 o'clock p. m. to-day.

By unanimous consent, on motion of Mr. Cornwall,

Resolved, That the committee on roads and bridges be discharged from the further consideration of the Senate bill entitled "An act to enable the commissioners of highways of the town of Lowville to borrow money," and that it be ordered to a third reading.

By unanimous consent, on motion of Mr. Cornwall,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill to incorporate the Freewill Baptist General Conference of North America, and that said bill have its third reading at 4½ o'clock.

By unanimous consent' on motion of Mr. W. S. Clark,

Resolved, That the committee on the internal affairs of towns and counties be empowered to report complete at any time Senate bill entitled "An act supplementary to chapter 489 of Laws of 1857, for the collection and application of revenue."

Mr. Buel, from the committee on public printing, to which was referred the resolution to print extra copies of the annual report of the Superintendent of Public Instruction, reported in favor of the adoption of the following resolution:

Resolved, That 2,500 copies of the annual report of the Superintendent of Public Instruction be printed for the use of that officer.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to confirm the title of the Excelsior Fire Insurance Company to certain real estate in the city of Brooklyn," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on insurance companies.

"An act to amend the act entitled 'An act to lay out, open and grade Second and Fourth avenues, in the town of New Utrecht,' passed April 11, 1868," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on roads and bridges.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bill entitled as follows:

"An act to authorize certain towns in the counties of Onondaga, Oswego and Jefferson to issue bonds in aid of the Syracuse Northern Railroad Company."

Ordered, That the Clerk return said bill to the Senate.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to provide for the enrolment of the militia, the organization and discipline of the National Guard of the State of New York, and for the public defence,' passed April 23, 1862, designated as the Military Code of the State of New York," with a message informing of concurrence in the report of the committee of conference thereon, in the words following:

To the Senate and Assembly:

We, the undersigned, conference committee appointed on the part of the Senate and Assembly to reconcile the differences between the two

houses on the bill entitled "An act to amend an act entitled 'An act to provide for the enrolment of the militia, the organization and discipline of the National Guard of the State of New York, and for the public defence,' passed April 23, 1862, designated as the Military Code of the State of New York," do respectfully report and recommend the passage of the following amendments:

§ 14. The staff of the Commander-in-Chief (except the Adjutant General), in lieu of all compensation and allowance, now provided by law in time of peace, when upon actual duty under the provisions of law, either at drills, parades, encampments, lake and sea coast defence duty, or otherwise, shall receive such compensation as is provided by law for officers of the same rank, with their necessary and proper expenses, and those of their departments to be paid by the State on the certificate of the Commander-in-Chief.

The Adjutant General shall receive an annual salary of three thousand dollars, to be paid by the State upon vouchers approved by the Commander-in-Chief.

GEORGE BEACH,
J. B. VAN PETTEN,
CHAS. G. FOLGER,*
Senate Committee.

RICHARD FLACH,
ANTHONY HARTMAN,
JARED A. WELLS,
ABRAM E. HASBROUCK,
JOHN RABER,
Assembly Committee.

The report having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.*

{ AYES 85 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|------------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | Parshall | C. L. Smith |
| Babeock | W. S. Clark | Howard | Penfield | Speaker |
| Balcom | Clausen | Hubbard | Place | Stannard |
| Bamler | Cook | Humphrey | Pond | Stevens |
| Bennet | Cornwall | Irving | Prince | Sullard |
| Bergen | Dally | Jones | Quinn | Tarbox |
| Bradstreet | Davis | Keady | Raber | Topliff |
| Bristol | Eaton | Kinney | Ranney | Tower |
| Brush | Farley | Lasher | Ray | Trainer |
| Buel | Flach | Little | A. Richardson | Underwood |
| Burhans | Frear | Loughren | S. Richardson | Weed |
| D. Burns | Galvin | Lounsbury | Rider | Wellington |
| P. Burns | Gifford | Mallison | Riley | Wells |
| Button | Gleason | Mann | Root | Wiley |
| Cameron | Guigou | Matthewson | Sargent | Williams |
| Chapman | Halsey | McKiever | Sherman | A. I. Wood |
| Chiam | Hartman | O'Reilly | Skeels | Younglove |

Those who voted in the negative, were

Murphy Nelson

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in the report of the committee of conference thereon.

The Senate returned the bill entitled "An act to incorporate the Hamburgh Driving Park Association," with a message informing that they had passed the same, with the following amendment:

* Except as to increase of salary of Adjutant General.

Section 1, line 10, engrossed bill, insert before said line the words "by the offer of premiums and rewards."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|-----------|------------|---------------|-------------|
| Ackert | Cook | Humphrey | Parshall | Skillman |
| Babcock | Cornwall | Irving | Penfield | O. L. Smith |
| Bamler | Daily | Jones | Place | Speaker |
| Bennet | Eaton | Keady | Pond | Stannard |
| Bergen | Farley | Kinney | Purdy | Stevens |
| Bradstreet | Frear | Little | Quinn | Tarbox |
| Brush | Galvin | Loughran | Raber | Topliff |
| Buel | Gifford | Lounsbury | Ray | Tower |
| D. Burns | Gleason | Mann | A. Richardson | Trainer |
| P. Burns | Guigou | Matthewson | S. Richardson | Underwood |
| Button | Halsey | McKiever | Rider | Weed |
| Cameron | Hartman | Murphy | Riley | Wellington |
| Chapman | Hasbrouck | Nelson | Root | Wiley |
| G. Clark | Howard | Nicholson | Sherman | Williams |
| Clausen | Hubbard | O'Reilly | Skeels | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to incorporate the National Burglar Insurance Company of the city of New York," with a message informing that they had passed the same, with the following amendment:

Add at the end of section 18 the following: "The said company shall make annual and other statements to the Insurance Department, and be subject to the provisions of the general act regulating health and casualty insurance companies."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-----------|------------|---------------|------------|
| Ackert | Clausen | Humphrey | Penfield | Stannard |
| Babcock | Cook | Irving | Place | Starr |
| Balcom | Cornwall | Jacobs | Pond | Stevens |
| Bamler | Eaton | Jones | Prince | Sullard |
| Bentley | Farley | Keady | Purdy | Tarbox |
| Bergen | Flach | Kinney | Quinn | Topliff |
| Bradstreet | Frear | Lasher | Raber | Tower |
| Brush | Furman | Little | A. Richardson | Trainer |
| Burhans | Galvin | Loughran | S. Richardson | Underwood |
| D. Burns | Gleason | Lounsbury | Rider | Weed |
| P. Burns | Guigou | Mann | Riley | Wellington |
| Button | Halsey | Matthewson | Selkreg | Wells |
| Cameron | Hartman | McKiever | Skeels | Wiley |
| Campbell | Hasbrouck | Nelson | Skillman | Williams |
| Chapman | Howard | Nicholson | C. L. Smith | A. I. Wood |
| Chism | Hubbard | Parshall | Speaker | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to authorize the construction of a free bridge over the Seneca river, in the towns of Mentz and Conquest, in Cayuga county," with a message informing that they had passed the same, with the following amendment:

Insert at the end of section 1 the following:

"But no tax shall be levied upon the said towns to build said bridge unless the majority of the tax-payers of said town shall consent thereto at a special town meeting, to be held for that purpose in each of said towns on Saturday, the 20th day of June, 1868. The supervisors of said towns shall respectively give ten days notice of said town meetings, to be posted in at least six of the most public places in each town; said town meetings shall be held at the usual place of holding town meetings in said towns. The vote shall be by ballot, upon which shall be written or printed, or partly written and partly printed, the words 'For a free bridge,' or 'Against a free bridge.' If a majority of said ballots so cast in each town shall be 'For a free bridge,' the highway commissioners of said towns shall proceed to build said bridge at the expense of said towns. The said town meetings shall severally be presided over by the usual town board, and conducted in the usual manner of holding town meetings."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Chapman | Gleason | Mann | Selkreg |
| W. S. Andrews | Chism | Guigou | Matthewson | Skeels |
| Babcock | G. Clark | Halsey | McKiever | C. L. Smith |
| Balcom | W. S. Clark | Hartman | Miller | L. E. Smith |
| Bamler | Clausen | Hasbrouck | Murphy | Speaker |
| Bennet | Cornwall | Hubbard | Nelson | Stannard |
| Bentley | Davis | Humphrey | Parshall | Stevens |
| Bigelow | Dayton | Irving | Penfield | Tarbox |
| Bradstreet | Eaton | Jacobs | Place | Topliff |
| Bristol | Farley | Jones | Pond | Tower |
| Brush | Flach | Keady | Prince | Trainer |
| Buel | J. L. Flagg | Kinney | Quinn | Underwood |
| Burhans | F. H. Flagge | Laasher | A. Richardson | Weed |
| P. Burns | Frear | Little | Rider | Wells |
| Button | Furman | Lounsbury | Riley | Wiley |
| Cameron | Galvin | Mallison | Sargent | Younglove |
| Campbell | Gifford | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act relative to immigrants and other passengers arriving at, or departing from the port of New York," with a message informing that they had passed the same, with the following amendments (reference to engrossed bill):

Section 1, line 7, after the word "passengers," insert the words "arriving at the port of New York from a foreign country." Add to section 1 the following: "Provided, however, that nothing herein con-

tained shall prevent any railroad company from selling tickets to any persons at the rates of fare charged for first class passengers, nor from selling tickets at the principal ticket offices of such company to immigrants and other second class passengers, provided that such company has at the same time an agent who shall sell tickets at the place designated by the said commissioners for selling tickets to immigrants. The commissioners of emigration shall furnish every railroad company of this State desiring such privileges, to have an agent at each and every place so designated by them to sell tickets to immigrants and other second-class passengers, but if any such agent shall be found by said commissioners to have been guilty at any time, while acting as an agent, of defrauding immigrants, or of any other wrongful or disgraceful conduct, they shall exclude such agent, and it shall be the duty of the railroad company to appoint another agent in his place."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Hasbrouck | Nelson | Speaker |
| A. H. Andrew | G. Clark | Howard | Nicholson | Stannard |
| W. S. Andrews | W. S. Clark | Hubbard | Parshall | Stevens |
| Balcom | Clausen | Humphrey | Place | Sullard |
| Bamler | Cook | Irving | Pond | Sumner |
| Bergen | Cornwall | Jones | Prince | Tarbox |
| Bristol | Farley | Keady | Quinn | Topliff |
| Brush | Flach | Kinney | Raber | Trainer |
| Buel | J. L. Flagg | Little | Banney | Weed |
| Burhans | Frear | Loughran | Ray | Wellington |
| D. Burns | Furman | Lounsbury | A. Richardson | Wiley |
| P. Burns | Gifford | Mann | Riley | Williams |
| Button | Gleason | Matthewson | Root | A. I. Wood |
| Cameron | Guigou | McKiever | Sherman | F. H. Woods |
| Campbell | Halsey | Miller | L. E. Smith | Younglove |
| Chapman | Hartman | Murphy | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to authorize certain towns in the counties of Oswego, Cayuga, Wayne, Monroe, Orleans and Niagara to issue bonds and take stock in and for the construction of the Lake Ontario Shore railroad," with a message informing that they had passed the same, with the following amendment (reference to engrossed bill):

Section 1, lines 3 and 4, insert the word "or" after the word "Cayuga," and strike out the words "Monroe, Orleans or Niagara."

Amend title so as to read as follows:

"An act to authorize certain towns in the counties of Oswego, Cayuga and Wayne to issue bonds and take stock in and for the construction of the Lake Ontario Shore railroad."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Irving | Penfield | C. L. Smith |
| Allis | W. S. Clark | Jacobs | Pitts | L. E. Smith |
| W. S. Andrews | Clausen | Johnson | Place | Speaker |
| Babcock | Cornwall | Keady | Pond | Stannard |
| Balcom | Daily | Lasher | Prince | Stevens |
| Bamler | Davis | Little | Purdy | Sullard |
| Bradstreet | Eaton | Loughran | Quinn | Tarbox |
| Bristol | Farley | Mallison | Raber | Topliff |
| Brush | Flach | Mann | Ray | Tower |
| Buel | J. L. Flagg | Matthewson | A. Richardson | Trainer |
| Burhans | Frear | McKiever | S. Richardson | Weed |
| D. Burns | Galvin | Miller | Rider | Wellington |
| P. Burns | Guigou | Murphy | Riley | Williams |
| Button | Halsey | Nelson | Root | F. H. Woods |
| Cameron | Hasbrouck | O'Reilly | Sherman | Younglove |
| Chapman | Humphrey | Parshall | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend the charter of Saratoga Springs, passed March 26, 1866, and for the purpose of securing a supply of pure and wholesome water for the use of said village," with a message informing that they had passed the same, with the following amendments (reference to engrossed bill):

Section 1, line 1, strike out the words "board of," and insert the word "six." Line 2, after the word "Springs," insert the words "or a majority of them." Line 14, same section, after the word "trustees," insert the words "or a majority of them."

Section 2, line 11, strike out the word "them," and insert in lieu thereof the words "the six trustees elected in said village."

Section 3, line 1, strike out the word "them," and insert the words "the six trustees elected in said village." Line 5, strike out the words "board of." Same line, after the word "trustees," insert the words "or a majority of them." Line 6, same section, after the word "therein," insert the words "by a writing signed by them." Line 10, same section, after the word "trustees," insert the words "or a majority of them."

Section 9, line 1, after the word "trustees," insert the words "or a majority of them."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|---------|-----------|-------------|
| Ackert | Chapman | Halsey | Miller | Sherman |
| Allis | Chism | Hartman | Murphy | Skeels |
| A. H. Andrew | G. Clark | Howard | Nelson | L. E. Smith |
| Babcock | W. S. Clark | Hubbard | Nicholson | Speaker |
| Balcom | Clausen | Irving | Parshall | Stannard |
| Bamler | Cornwall | Jacobs | Pitts | Tarbox |
| Bennet | Daily | Jones | Pond | Topliff |
| Bigelow | Davis | Keady | Prince | Tower |
| Bradstreet | Dayton | Kinney | Purdy | Trainer |

| | | | | |
|----------|-------------|------------|---------------|-------------|
| Bristol | Eaton | Little | Quinn | Weed |
| Brush | Farley | Loughran | Ray | Wells |
| Buel | J. L. Flagg | Lounsbury | S. Richardson | Wiley |
| Burhans | Frear | Mallison | Rider | Williams |
| D. Burns | Furman | Mann | Riley | A. I. Wood |
| P. Burns | Gifford | Matthewson | Sargent | F. H. Woods |
| Button | Gleason | McKiever | Selkreg | Younglove |
| Cameron | Guigou | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to legalize the acts and proceedings of Abraham Davids, a justice of the peace of the town of Parish, county of Oswego," with a message informing that they had passed the same, with the following amendment:

Section 1, strike out all of said section after the word "thereto," in line 8.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Cameron | Halsey | McKiever | Root |
| Allis | Chapman | Hartman | Miller | Sherman |
| A. H. Andrew | G. Clark | Hasbrouck | Murphy | Skeels |
| W. S. Andrews | W. S. Clark | Hubbard | Nelson | Skillman |
| Babcock | Clausen | Humphrey | Nicholson | C. L. Smith |
| Balcom | Cornwall | Irving | Parshall | L. E. Smith |
| Bamler | Daily | Jones | Penfield | Speaker |
| Bennet | Davis | Keady | Pitts | Stannard |
| Bentley | Dayton | Kinney | Place | Sullard |
| Bigelow | Farley | Lasher | Pond | Tarbox |
| Bradstreet | Flach | Little | Prince | Topliff |
| Bristol | J. L. Flagg | Loughran | Quinn | Tower |
| Brush | Frear | Lounsbury | Ray | Trainer |
| D. Burns | Galvin | Mallison | S. Richardson | Weed |
| P. Burns | Gifford | Mann | Rider | Wells |
| Button | Guigou | Matthewson | Riley | A. I. Wood |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act conferring additional corporate powers upon the village of Ellenville," with a message informing that they had passed the same, with the following amendments:

Section 18, subdivision 3, add at the end of said subdivision the words "or the laws of this State."

Strike out subdivision 29 of same section, and change numbers of subsequent subdivisions of same section.

Section 29, line 2, engrossed bill, strike out the word "the," and insert the word "any."

Section 32, line 24, strike out the word "to."

Section 36, line 5, after the word "person," insert the words "situate in said village."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | Cameron | Gleason | Mann | Rider |
| Allis | Chapman | Guigou | Matthewson | Riley |
| A. H. Andrew | Chism | Halsey | McKiever | Root |
| W. S. Andrews | G. Clark | Hartman | Miller | Selkreg |
| Babcock | W. S. Clark | Howard | Murphy | Sherman |
| Balcom | Clausen | Hubbard | Nelson | Skeels |
| Bamler | Cook | Humphrey | Nicholson | C. L. Smith |
| Bennet | Cornwall | Irving | Parshall | L. E. Smith |
| Bentley | Daily | Jacobs | Penfield | Speaker |
| Bigelow | Davis | Jones | Pitts | Sullard |
| Bradstreet | Eaton | Keady | Place | Tarbox |
| Bristol | Flach | Kinney | Pond | Topliff |
| Brush | J. L. Flagg | Lasher | Prince | Torrey |
| Burhans | Frear | Little | Purdy | Tower |
| D. Burns | Furman | Loughran | Quinn | Trainer |
| P. Burns | Galvin | Lounsbury | Ray | Wellington |
| Button | Gifford | Mallison | S. Richardson | Wells |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend section 31 of chapter 873 of the Laws of 1866, passed May 4, 1866, and section 32 of chapter 939, passed May 17, 1867, relating to buildings and the keeping and storage of combustible materials in the city of New York," with a message informing that they had passed the same with the following amendment:

Strike out all after the enacting clause and insert the following:

"SECTION 1. Section 31 of chapter 873 of the Laws of 1866, being an act entitled 'An act to amend and reduce to one act the several acts relating to buildings and the keeping and storing of combustible materials in the city of New York,' passed May 4, 1866, is hereby amended so as to read as follows:

"§ 31. Before the erection, construction, alteration or repair of any building or part of a building in the city of New York is commenced, the owner, architect or builder shall notify the department for survey and inspection of buildings, and shall submit a detailed statement in writing of the plans and specifications for such erection, construction, alteration or repair of such building, or any part thereof, and a record of said statement shall be kept by said department. All that portion of the city of New York lying north and west of a line running easterly from the north of Hudson river one hundred feet northerly of the north line of Eighty-sixth street to the westerly line of Eighth avenue, and thence running northerly along the westerly side of Eighth avenue to the Harlem river, is hereby excepted from the provisions of this act.

"§ 2. Section 10 of chapter 939, Laws of 1867, passed May 17, 1867, being an act entitled 'An act to amend an act entitled An act to amend and reduce to one act the several acts relating to buildings in the city of New York and the keeping and storing of combustible materials,' passed May 17, 1867, is hereby amended so as to read as follows:

"§ 10. All dwelling-houses now erected, occupied by or built to contain two or more families on any of the floors above the first story, and all dwelling-houses now erected, more than three stories in height; occupied by or built to contain four or more families, shall have a stairway connected with a proper bulkhead leading to the roof, and all the rooms shall connect by doors from front to rear, and every such dwelling-house shall have placed thereon a practical fire-proof fire escape

that shall be approved of by the superintendent of buildings. All buildings that shall be hereafter erected or built to contain not more than two families on any of the floors above the first story, and which does not exceed four stories in height, may be built without fire-proof stairs or halls, provided the stairs continue to the roof and have proper bulkheads and ventilators, and all the rooms connect by doors from front to rear, and also provided that a practical fire-proof escape is attached to said buildings that shall be approved of by the superintendent of buildings; and no receptacles for fuel shall be placed in the cellars of said houses unless wholly constructed of fire-proof materials, and in no case hereafter shall a front and rear tenement house be erected on the same lot unless the said houses, and each of them, shall be built fire-proof. In all dwelling-houses built to contain more families than are provided for in this section, the halls, stairs and hall partition walls, from the cellar to the roof, shall be constructed fire-proof, and the stairs shall continue to the roof with proper bulkhead and ventilators; hereafter be built, shall have any hay, straw, hemp, flax, wood, shavings, burning fluid, turpentine, camphene, or any other combustible material stand thereon or kept on sale, except in such quantities as shall be provided for by law; and in all cases where any of the provisions of this section are not fully complied with, either in buildings already erected or hereafter to be built, the superintendent of buildings shall have full power to make the same conform to the requirements of this section, and he shall proceed therein as follows, to wit: He shall cause a personal notice to be served on the owners, lessee, agent, or any other person having a contingent interest therein; or in case no such person shall be found, then any person in possession of said building, directing him or them to make the alterations set forth in said notice within the time specified therein; and in case the said owner or any of the persons thus notified refuses or neglects to comply with said order, the said superintendent shall thereupon apply to the supreme court at special term for an order to proceed to make the alterations specified in said notice, and all costs, expenses and disbursements incurred in the carrying out of said order shall become a lien upon said building, and the supreme court at special term, in the discretion of the judge to whom application shall be made, is hereby authorized to grant such order and take such proceedings as shall be necessary to make the same effectual, and to enforce such lien in accordance with the mechanics' lien law of the city of New York. And in case the notice hereinbefore mentioned shall be served on any lessee or party in possession, it shall be the duty of the person upon whom such service is made to give immediate notice thereof to the owner or agent of said building, personally, if such person shall be within the limits of the city of New York and his residence shall be known; and if not within said city, then by depositing a copy of said notice in the post office in New York, properly inclosed and addressed to such owner or agent at his then place of residence, if known, and by paying the postage thereon. And in case any lessee or party in possession shall neglect and refuse, to give such notice, as herein provided, he shall be personally liable to the owner or owners of said building for all damages he or they shall sustain by reason thereof. The superintendent of buildings shall appoint an assistant deputy, to be paid at the same rate as the deputy superintendent; also three additional inspectors and one messenger, who shall hold office for a term not to exceed two years, and shall each receive a salary at the rate of fifteen hundred dollars a year, to be paid in the same manner as the other officers of said department; and the board of supervisors of the county

of New York are hereby directed to annually raise by tax upon the taxable property within the city and county of New York a sum of money sufficient for the payment of the salaries authorized by this act.

"§ 4. This act shall take effect immediately."

Amend the title so as to read as follows:

"An act to amend section 31 of chapter 873 of the Laws of 1866, passed May 4, 1866, and section 10 of chapter 939, passed May 17, 1867, relating to building and the keeping and storage of combustible materials in the city of New York."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 84 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Campbell | Guigou | Murphy | Sherman |
| Allis | Chapman | Halsey | Nelson | Skeels |
| A. H. Andrew | Chism | Hartman | O'Reilly | Skillman |
| W. S. Andrews | G. Clark | Hasbrouck | Parshall | L. E. Smith |
| Babcock | W. S. Clark | Hubbard | Penfield | Speaker |
| Balcom | Cornwall | Humphrey | Pitts | Stannard |
| Bamler | Daily | Irving | Place | Sullard |
| Bentley | Davis | Johnson | Prince | Topliff |
| Bigelow | Dayton | Jones | Purdy | Tower |
| Bradstreet | Eaton | Lasher | Quinn | Trainer |
| Bristol | Farley | Little | Raber | Weed |
| Brush | Flach | Loughran | Ranney | Wellington |
| Buel | J. L. Flagg | Lounsbury | A. Richardson | Wells |
| Burbans | Frear | Mann | S. Richardson | Wiley |
| D. Burns | Galvin | Matthewson | Rider | A. I. Wood |
| P. Burns | Gifford | McKiever | Root | F. H. Woods |
| Button | Gleason | Miller | Sargent | Younglove |
| Cameron | | | | |

Those who voted in the negative, were

| | | | |
|---------|-------|-----------|-------|
| Clausen | Keady | Nicholson | Riley |
|---------|-------|-----------|-------|

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act confirming the acts of William R. Crandall, a constable of the town of Marshall, Oneida county," with a message informing that they had passed the same, with the following amendment:

Section 3, lines 3 and 4, strike out the words "before any justice of the peace."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|---------|----------|-------------|
| W. S. Andrews | W. S. Clark | Irving | Parshall | Skeels |
| Babcock | Clausen | Jacobs | Penfield | Skillman |
| Balcom | Cornwall | Johnson | Pitts | C. L. Smith |

| | | | | |
|------------|-------------|------------|---------------|-------------|
| Bamler | Davis | Jones | Place | L. E. Smith |
| Bentley | Dayton | Keady | Pond | Stannard |
| Bergen | Farley | Kinney | Prince | Sullard |
| Bradstreet | Flach | Little | Purdy | Sumner |
| Bristol | J. L. Flagg | Loughran | Quinn | Topliff |
| Brush | Furman | Madden | Raber | Tower |
| Buel | Galvin | Mann | Ray | Trainer |
| Burhans | Gleason | Matthewson | A. Richardson | Weed |
| P. Burns | Guigou | McKiever | S. Richardson | Wells |
| Button | Hartman | Miller | Rider | A. I. Wood |
| Cameron | Hasbrouck | Murphy | Root | F. H. Woods |
| Chapman | Hubbard | Nelson | Selkreg | Younglove |
| G. Clark | Humphrey | Nicholson | Sherman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to release the interest of the State to a certain lot in the village of Clyde to Ellen Gaffney and others," with a message informing that they had passed the same, with the following amendments:

Section 2, line 2, strike out the word "legatee." Same section, line 3, change the word "heirs" to "heir."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | Button | Halsey | O'Reilley | Skillman |
| Allis | Cameron | Hartman | Parshall | C. L. Smith |
| A. H. Andrew | Chapman | Howard | Penfield | L. E. Smith |
| W. S. Andrews | Chism | Humphrey | Pitts | Speaker |
| Babcock | G. Clark | Irving | Place | Stannard |
| Balcom | W. S. Clark | Jones | Pond | Sullard |
| Bamler | Clausen | Keady | Prince | Topliff |
| Bennet | Cornwall | Kinney | Purdy | Tower |
| Bentley | Daily | Lawrence | Quinn | Underwood |
| Bergen | Davis | Little | Raber | Van Valkenburgh |
| Bigelow | Dayton | Loughran | Ray | Weed |
| Bradstreet | Eaton | Lounsbury | A. Richardson | Wells |
| Bristol | J. L. Flagg | Mallison | S. Richardson | Wiley |
| Brush | Frear | Mann | Rider | Williams |
| Buel | Furman | Matthewson | Riley | A. I. Wood |
| Burhans | Galvin | Miller | Selkreg | F. H. Woods |
| D. Burns | Gleason | Murphy | Sherman | Younglove |
| P. Burns | Guigou | Nicholson | Skeels | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to vest certain real estate, belonging to the State, in the town of Marlborough, Ulster county, and to establish a public highway," with a message informing that they had passed the same, with the following amendments:

Section 1, line 1, strike out the word "that." Line 2, strike out the word "said," and insert after the word "Marlborough," the words "in the county of Ulster."

Section 2, strike out all of said section after the word "and," in line 4, and insert the following: "that the expense of the tax-payers of said town for grading, shall not exceed five hundred dollars; and said highway shall be laid out and worked in twelve months from the passage of this act."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Cameron | Guigou | McKiever | Riley |
| Allis | Chapman | Halsey | Moran | Sargent |
| A. H. Andrew | Chism | Hartman | Murphy | Seikreg |
| W. S. Andrews | G. Clark | Hasbrouck | Nelson | Skillman |
| Babcock | W. S. Clark | Howard | Nicholson | C. L. Smith |
| Balcom | Clausen | Humphrey | O'Reilly | Speaker |
| Bamler | Cook | Irving | Parshall | Stannard |
| Bennet | Cornwall | Jacobs | Pitts | Sullard |
| Bentley | Daily | Jones | Place | Tarbox |
| Bergen | Davis | Keady | Pond | Topliff |
| Bigelow | Dayton | Kinney | Prince | Tower |
| Bradstreet | Eaton | Lasher | Purdy | Underwood |
| Bristol | Flach | Lawrence | Quinn | Wells |
| Brush | J. L. Flagg | Little | Raber | Wiley |
| Burhans | Frear | Loughran | Ray | Williams |
| D. Burns | Furman | Mallison | A. Richardson | A. I. Wood |
| P. Burns | Galvin | Mann | S. Richardson | F. H. Woods |
| Button | Gifford | Matthewson | Rider | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act confirming a conveyance of real estate to Bridget Henry, and authorizing her to hold real estate," with a message informing that they had passed the same, with the following amendments:

Insert at the beginning of said section the following:

"If Bridget Henry shall make and file the certificate mentioned in section 15, chapter 1, article 2, of the Revised Statutes, as amended by chapter 272 of the Laws of 1834."

Section 1, lines 13 and 14, strike out the words "to take and hold in fee simple real estate." Line 14, strike out the word "same." Line 15, insert before the word "in," the word "said real estate." Same line, after the word "as," where it secondly occurs, insert the words "she could do were she." Line 16, strike out the words "may or can do."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|----------|-------------|
| Ackert | Chism | Hasbrouck | Murphy | C. L. Smith |
| Allis | G. Clark | Howard | O'Reilly | L. E. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | Parshall | Speaker |
| W. S. Andrews | Clausen | Irving | Pitts | Stannard |
| Babcock | Cook | Jacobs | Place | Stevens |
| Balcom | Cornwall | Jones | Pond | Tarbox |
| Bennet | Daily | Keady | Prince | Topliff |
| Bentley | Davis | Kinney | Purdy | Tower |
| Bigelow | Dayton | Lasher | Quinn | Trainer |

| | | | | |
|------------|------------|------------|---------------|-------------|
| Bradstreet | Eaton | Little | Ray | Weed |
| Bristol | Flach | Loughran | S. Richardson | Wellington |
| Brush | J. L. Flag | Lounsbury | Rider | Wells |
| Buel | Frear | Mallison | Riley | Wiley |
| D. Burns | Furman | Mann | Selkreg | Williams |
| P. Burns | Galvin | Matthewson | Sherman | A. I. Wood |
| Button | Guigou | Miller | Skeels | F. H. Woods |
| Cameron | Halsey | Moran | Skillman | Younglove |
| Chapman | Hartman | . | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to release the interest of the people of the State of New York to the heirs of William Harlan, deceased, and to enable them to take, hold and to dispose of certain real estate," with a message informing that they had passed the same, with the following amendments:

Section 1, insert at beginning of line 1 the words "Ann Harlan, the widow and." Same section, add at the end of line 18 the words "widow and." Line 20, change the word "they" to the word "the," and insert after the said word "the" the words "said widow shall have a life estate in the equal one-third part thereof and said children. Line 21, strike out all of said section after the word "the," in said line 21, and insert the words "said life estate."

Add to section 1 the following:

"Nothing in this act contained shall be held or construed to affect the right of any heir at law, devisee, purchaser or creditor."

Amend the title so as to read as follows:

"An act to release the interest of the people of the State of New York to the widow and the heirs of William Harlan, deceased, and to enable them to take, hold and to dispose of certain real estate."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chapman | Halsey | Murphy | Sherman |
| Allis | Chism | Hartman | Nelson | Skeels |
| A. H. Andrew | G. Clark | Hasbrouck | Nicholson | Skillman |
| W. S. Andrews | W. S. Clark | Hubbard | O'Reilly | C. L. Smith |
| Babcock | Clausen | Humphrey | Penfield | L. E. Smith |
| Balcom | Cook | Irving | Pitts | Speaker |
| Bamler | Cornwall | Jones | Place | Stevens |
| Bennet | Daily | Keady | Pond | Sullard |
| Bentley | Davis | Kinney | Prince | Tarbox |
| Bigelow | Dayton | Lasher | Purdy | Topliff |
| Bradstreet | Eaton | Little | Quinn | Tower |
| Bristol | Farley | Loughran | Raber | Trainer |
| Brush | J. L. Flag | Mallison | Ray | Wellington |
| Buel | Frear | Mann | S. Richardson | Wells |
| D. Burns | Furman | Matthewson | Rider | Wiley |
| P. Burns | Galvin | McKiever | Riley | Williams |
| Button | Gifford | Miller | Root | A. I. Wood |
| Cameron | Guigou | Moran | Selkreg | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate bill entitled "An act to amend chapter 596 of the Laws of

1865, being an act to amend an act entitled 'An act to provide for the purchase or construction and maintenance of a free bridge across the Mohawk river at Amsterdam, in the county of Montgomery,' was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Halsey | Miller | Skillman |
| A. H. Andrew | G. Clark | Hartman | Murphy | C. L. Smith |
| W. S. Andrews | W. S. Clark | Hasbrouck | Nelson | L. E. Smith |
| Babcock | Clausen | Howard | Parshall | Speaker |
| Balcom | Cook | Hubbard | Penfield | Stannard |
| Bamler | Cornwall | Humphrey | Pond | Stevens |
| Bentley | Davis | Irving | Prince | Sullard |
| Bergen | Dayton | Jacobs | Quinn | Sumner |
| Bradstreet | Eaton | Jones | Ranney | Topliff |
| Bristol | Farley | Keady | Reeve | Tower |
| Brush | Flach | Kinney | S. Richardson | Trainer |
| Buel | J. L. Flag | Little | Rider | Underwood |
| Burhans | Frear | Loughran | Riley | Weed |
| D. Burns | Furman | Lounsbury | Root | Wiley |
| Button | Gifford | Mallison | Selkreg | Williams |
| Cameron | Gleason | Mann | Sherman | A. I. Wood |
| Campbell | Guigou | Matthewson | Skeels | Younglove |
| Chapman | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Murphy, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act in relation to the surveying and mapping of parts of the towns of Geddes, Onondaga and Salina, and of parts of the city of Syracuse, and also in relation to a system of sewerage in and for said city of Syracuse," with power to report complete at any time, reported the same complete, with amendments, the title amended so as to read as follows: "An act in relation to a system of sewerage in and for the city of Syracuse;" which report was agreed to, and said bill ordered to a third reading.

Mr. Brush moved to take from the table the motion to reconsider the vote on the Senate bill entitled "An act to amend an act entitled 'An act to incorporate the President, Managers and Company of the Delaware and Hudson Canal Company,' passed April 23, 1823."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 33 }
{ NOES 43 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|---------|----------|---------|
| Ackert | Chapman | Howard | Mallison | Purdy |
| W. S. Andrews | W. S. Clark | Hubbard | Miller | Selkreg |
| Bentley | Flach | Irving | Nelson | Sherman |
| Bergen | J. L. Flag | Keady | Parshall | Skeels |

| | | | | |
|------------|-----------|------------|----------|---------|
| Bradstreet | Guigon | Little | Penfield | Stevens |
| Brush | Halsey | Loughran | Prince | Tower |
| Burhans | Hasbrouck | Lounsberry | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|----------|---------------|------------|
| Allis | Cameron | Hartman | O'Reilly | Stannard |
| A. H. Andrew | Chism | Humphrey | Place | Tarbox |
| Balcom | G. Clark | Jacobs | Quinn | Topliff |
| Bamler | Cook | Johnson | Reeve | Weed |
| Bennet | Daily | Jones | A. Richardson | Wellington |
| Bristol | Farley | Kinney | S. Richardson | Wells |
| Buel | Galvin | Mann | Rider | Williams |
| D. Burns | Gifford | McKiever | Speaker | Younglove |
| P. Burns | Gleason | Murphy | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have non-concurred in the passage of the same.

By unanimous consent,

Mr. Bentley, from the committee on claims, to which was referred the Senate bill entitled "An act for the relief of Eli A. Bronson," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Bentley, from the committee on claims, to which was referred the Senate bill entitled "An act for the relief of John Edwards," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Tower,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to incorporate the Lowville Savings Bank," and that it be ordered to a third reading.

By unanimous consent,

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to change the boundaries of the First and Second wards of the city of Albany, and define and establish the boundaries thereof," with power to report complete, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

By unanimous consent,

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to provide for payment for fire hose and gas furnished to the city of Brooklyn," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act in relation to the copying of certain records and papers in the office of the clerk of the court of common pleas for the city and county of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to extend Clinton avenue in the city of Brooklyn," reported in favor of the passage of the same; which report was agreed to.

On motion of Mr. Jacobs, said bill was recommitted to the committee.

Mr. F. H. Woods moved that the Senate bill entitled "An act to change

the boundaries of the First and Second wards of the city of Albany, and define and establish the boundaries thereof," be now read a third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

The Senate bill entitled "An act to incorporate the Freewill Baptist General Conference of North America," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Ackert | Chism | Hartman | Murphy | Skeels |
| Allis | W. S. Clark | Hasbrouck | O'Reilly | Skillman |
| A. H. Andrew | Clausen | Hubbard | Parshall | L. E. Smith |
| W. S. Andrews | Cornwall | Humphrey | Penfield | Speaker |
| Balcom | Davis | Irving | Pond | Sullard |
| Bamler | Dayton | Jacobs | Prince | Sumner |
| Bentley | Farley | Jones | Purdy | Tarbox |
| Bradstreet | Flach | Keady | Raber | Topliff |
| Bristol | J. L. Flagg | Kinney | Ray | Wellington |
| Brush | Frear | Lasher | A. Richardson | Wells |
| Burbans | Galvin | Loughran | Rider | Wiley |
| Button | Gifford | Mann | Riley | Williams |
| Cameron | Gleason | Matthewson | Selkreg | F. H. Woods |
| Campbell | Guigon | McKiever | Sherman | Younglove |
| Chapman | Halsey | Miller | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to incorporate the Coxsackie Savings Bank," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-------------|
| Allis | Chism | Hasbrouck | Nelson | C. L. Smith |
| W. S. Andrews | G. Clark | Hubbard | Palmer | L. E. Smith |
| Balcom | W. S. Clark | Humphrey | Penfield | Stannard |
| Bamler | Clausen | Irving | Place | Stevens |
| Bentley | Cornwall | Jacobs | Pond | Sullard |
| Bergen | Daily | Johnson | Prince | Sumner |
| Bradstreet | Davis | Jones | Purdy | Topliff |
| Bristol | Dayton | Kinney | Quinn | Tower |
| Brush | Eaton | Lasher | Raber | Trainer |
| Buel | Flach | Loughran | Reeve | Weed |
| Burbans | J. L. Flagg | Madden | S. Richardson | Wellington |
| D. Burns | Frear | Mann | Rider | Wiley |
| Button | Gleason | Matthewson | Sargent | Williams |
| Campbell | Guigon | Miller | Selkreg | F. H. Woods |
| Chapman | Hartman | Murphy | Skeels | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act declaring the effect of judgments of

the courts of countries foreign to the United States," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Allis | G. Clark | Hubbard | Nicholson | Skeels |
| W. S. Andrews | W. S. Clark | Humphrey | Palmer | C. L. Smith |
| Balcom | Clausen | Irving | Parshall | L. E. Smith |
| Bamler | Cornwall | Jacobs | Penfield | Stannard |
| Bennet | Daily | Jones | Place | Starr |
| Bentley | Davis | Juliland | Pond | Stewart |
| Bigelow | Dayton | Kinney | Prince | Sumner |
| Bradstreet | Farley | La Bau | Purdy | Tarbox |
| Bristol | Flach | Little | Ray | Topliff |
| Brush | J. L. Flagg | Lounsbury | Reeve | Tower |
| Burhans | Frear | Mallison | A. Richardson | Van Valkenb'rgb |
| P. Burns | Galvin | Mann | Rider | Wells |
| Button | Gifford | Matthewson | Riley | Wiley |
| Cameron | Gleason | Miller | Root | Williams |
| Campbell | Halsey | Moran | Selkreg | F. H. Woods |
| Chapman | Hartman | Murphy | Sherman | Younglove |
| Chism | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the bill entitled "An act to authorize the drainage of marsh lands," be recommitted to the committee on the internal affairs of towns and counties, with power to report complete at any time.

The bill entitled "An act to amend chapter 932 of the Laws of 1867, relating to the Cherry Valley and Mohawk River Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Allis | W. S. Clark | Humphrey | Parshall | C. L. Smith |
| W. S. Andrews | Clausen | Irving | Penfield | L. E. Smith |
| Balcom | Cornwall | Jacobs | Place | Speaker |
| Bamler | Daily | Johnson | Pond | Stannard |
| Bennet | Dayton | Jones | Prince | Stewart |
| Bentley | Decker | Keady | Purdy | Sullard |
| Bigelow | Farley | Kinney | Raber | Sumner |
| Bradstreet | Flach | Lasher | Ranney | Topliff |
| Bristol | J. L. Flagg | Loughran | Reeve | Tower |
| Brush | Frear | Lounsbury | S. Richardson | Trainer |
| Buel | Galvin | Mallison | Rider | Van Valkenb'rgb |
| Burhans | Gleason | Mann | Riley | Wells |
| P. Burns | Guigou | Matthewson | Root | Williams |
| Button | Hartman | Miller | Sargent | A. I. Wood |
| Cameron | Hasbrouck | Murphy | Selkreg | F. H. Woods |
| Campbell | Howard | Nelson | Sherman | Younglove |
| Chism | Hubbard | Nicholson | Skeels | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Brush moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Clausen, at 5 o'clock and 30 minutes, the House took a recess until 7½ o'clock P. M.

HALF-PAST SEVEN O'CLOCK P. M.

The House again met.

On motion of Mr. D. Burns,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to incorporate the New York Burglar Insurance Company," and that the same have its third reading at 8 o'clock.

By unanimous consent,

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to more effectually secure the arrest and conviction of persons guilty of crime," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Lounsbury, the committee of the whole were discharged from the further consideration of said bill, and the same was ordered to a third reading.

By unanimous consent, on motion of Mr. Cameron,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to provide for the election and appointment of a police constable in the village of Forestville," and that it be ordered to a third reading.

By unanimous consent, on motion of Mr. Chapman,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to amend the charter of the city of Utica," and the same be ordered to a third reading.

By unanimous consent, on motion of Mr. L. E. Smith,

Resolved, That the Senate bill entitled "An act in relation to re-opening and maintaining a ditch situated on the east side of, and parallel to, the Genesee Valley canal, in the towns of Groveland and West Sparta, in the county of Livingston," have its third reading at 8½ o'clock this evening.

The Senate bill entitled "An act to amend the acts to provide for the incorporation of religious societies, so far as the same relate to churches, in connection with the Protestant Episcopal Church," being announced for a third reading,

Mr. Tarbox moved to recommit the same to the committee on charitable and religious societies, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill entitled "An act to incorporate the Home Savings Bank, of the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| W. S. Andrews | G. Clark | Hubbard | Murphy | Root |
| Babcock | W. S. Clark | Humphrey | Nelson | Sherman |
| Bamler | Clausen | Irving | O'Reilly | Skeels |
| Bennett | Cornwall | Johnson | Parshall | L. E. Smith |
| Bentley | Dally | Jones | Penfield | Stannard |
| Bradstreet | Decker | Keady | Pitts | Tarbox |
| Bristol | Eaton | Kinney | Pond | Topliff |
| Brush | Flach | Little | Prince | Tower |
| Buel | F. H. Flagge | Loughran | Purdy | Trainer |
| Burhans | Frear | Lounsbury | Raber | Underwood |
| D. Burns | Gifford | Mann | Ranney | Wellington |
| P. Burns | Hession | Matthewson | Ray | Williams |
| Button | Halsey | McKiever | S. Richardson | A. I. Wood |
| Cameron | Hartman | Miller | Rider | Yeungloves |
| Chapman | Hasbrouck | | | |

For the negative,

Quinn

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Campbell, from the committee on roads and bridges, to which was referred the Senate bill entitled "An act to amend the act entitled 'An act to lay out, open and grade Second and Fourth avenues, in the town of New Utrecht,' passed April 11, 1868," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

The bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to authorize the incorporation of the Iroquois Agricultural Society, among the Iroquois Indians in this State,' passed March 12, 1864," being announced for third reading,

Mr. Rider moved that the same be recommitted to the committee reporting it, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill entitled "An act to amend an act entitled 'An act to incorporate the Poughkeepsie Female Guardian Society,' passed April 15, 1852," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|-------------|
| Ackert | G. Clark | Hasbrouck | Nelson | Sherman |
| A. H. Andrew | W. S. Clark | Hubbard | Nicholson | Skeels |
| W. S. Andrews | Clausen | Humphrey | O'Reilly | L. E. Smith |
| Babcock | Cornwall | Irving | Parshall | Speaker |
| Balcom | Davis | Jones | Penfield | Stevens |
| Bennet | Dayton | Keady | Pitts | Sullard |
| Bentley | Decker | Kinney | Place | Tarbox |
| Bigelow | Eaton | Little | Pond | Topliff |
| Bradstreet | Flach | Loughran | Prince | Tower |

| | | | | |
|----------|--------------|------------|---------------|------------|
| Bristol | F. H. Flagge | Lounsbury | Purdy | Trainer |
| Brush | Frear | Mallison | Quinn | Underwood |
| Burhans | Gifford | Mann | Ranney | Weed |
| D. Burns | Gleason | Matthewson | Ray | Wellington |
| Button | Guigon | McKiever | S. Richardson | Wells |
| Cameron | Halsey | Miller | Rider | Williams |
| Chapman | Hartman | Murphy | Root | A. I. Wood |
| Chism | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to incorporate the New York Burglars' Insurance Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cameron | Halsey | McKiever | Selkreg |
| A. H. Andrew | Chapman | Hartman | Miller | Sherman |
| W. S. Andrews | Chism | Howard | Nicholson | Skeels |
| Babcock | G. Clark | Hubbard | O'Reilly | L. E. Smith |
| Balcom | W. S. Clark | Humphrey | Penfield | Speaker |
| Bamler | Clausen | Jacobs | Pitts | Stewart |
| Bennet | Cornwall | Jones | Place | Tarbox |
| Bentley | Daily | Keady | Pond | Topliff |
| Bigelow | Decker | Kinney | Prince | Tower |
| Bradstreet | Eaton | Lasher | Purdy | Trainer |
| Bristol | F. H. Flagge | Little | Quinn | Underwood |
| Brush | Frear | Lounsbury | Ray | Wells |
| Buel | Furman | Mallison | S. Richardson | A. I. Wood |
| D. Burns | Gifford | Mann | Rider | Younglove |
| Button | Gleason | Matthewson | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the town of Sheldon, county of Wyoming, to raise money to purchase the right of way through said town for the Attica and Allegany Valley Railroad Company, or any company that will construct a railroad from the village of Attica to the village of Arcade, in said county, on or near the route already located for the Attica and Allegany Valley railroad," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|----------|-------------|
| Ackert | Cameron | Gleason | Murphy | Skeels |
| Allis | Campbell | Guigon | Nelson | Skillman |
| A. H. Andrew | Chism | Halsey | Parshall | L. E. Smith |
| W. S. Andrews | G. Clark | Hartman | Penfield | Speaker |
| Babcock | W. S. Clark | Hasbrouck | Place | Stevens |
| Balcom | Clausen | Hubbard | Prince | Sullard |
| Bamler | Cornwall | Humphrey | Purdy | Topliff |
| Bennet | Davis | Irving | Quinn | Tower |

| | | | | |
|------------|--------------|------------|---------------|------------|
| Bigelow | Dayton | Jones | Raber | Trainer |
| Bradstreet | Decker | Keady | Ray | Underwood |
| Bristol | Eaton | Kinney | A. Richardson | Weed |
| Brush | Farley | Lasher | S. Richardson | Wellington |
| Burhans | Flach | Lounsbury | Rider | Wells |
| D. Burns | F. H. Flagge | Mann | Riley | Williams |
| P. Burns | Frear | Matthewson | Root | A. I. Wood |
| Button | Furman | Miller | Sherman | Younglove |

Those who voted in the negative, were

Gifford Little

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to provide for the grading of a street in the city of Newburgh," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|---------------|
| Ackert | Chapman | Guigon | Miller | S. Richardson |
| A. H. Andrew | Chism | Halsey | Moran | Rider |
| W. S. Andrews | G. Clark | Hartman | Murphy | Riley |
| Babcock | W. S. Clark | Hasbrouck | Nelson | Sherman |
| Balcom | Clausen | Hubbard | O'Reilly | Skeels |
| Bamler | Cook | Humphrey | Parshall | L. E. Smith |
| Bennet | Cornwall | Irving | Penfield | Speaker |
| Bentley | Daily | Johnson | Pitts | Stannard |
| Bergen | Davis | Jones | Place | Sullard |
| Bradstreet | Decker | Keady | Pond | Tarbox |
| Brush | Eaton | Kinney | Prince | Topliff |
| Buel | Farley | Lasher | Purdy | Tower |
| Burhans | Flach | Little | Quinn | Trainer |
| D. Burns | F. H. Flagge | Loughran | Raber | Wells |
| P. Burns | Furman | Mallison | Ranney | Williams |
| Button | Galvin | Mann | Ray | A. I. Wood |
| Cameron | Gifford | Matthewson | A. Richardson | Younglove |
| Campbell | Gleason | McKiever | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Clausen,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to authorize the supervisor of the town of Lowville, Lewis county, to purchase burial lots," and that the same be ordered to a third reading.

By unanimous consent, on motion of Mr. Purdy,

Resolved, That the committee on roads and bridges be discharged from the further consideration of the Senate bill entitled "An act for the laying out, opening and closing of streets, roads and avenues in the town of Morrisania, in the county of Westchester," and that the same be ordered to a third reading.

The Senate bill entitled "An act to repeal the charter of the Bellvale Turnpike Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hartman | Murphy | Sargent |
| A. H. Andrew | G. Clark | Hasbrouck | Nelson | Sherman |
| W. S. Andrews | W. S. Clark | Hubbard | O'Reilley | Skeels |
| Babcock | Clausen | Humphrey | Parshall | L. E. Smith |
| Balcom | Cook | Johnson | Pitts | Speaker |
| Bamler | Cornwall | Jones | Place | Stannard |
| Bennet | Davis | Keady | Pond | Sullard |
| Bradstreet | Dayton | Lasher | Prince | Tarbox |
| Bristol | Decker | Little | Purdy | Topliff |
| Brush | Flach | Loughran | Quinn | Tower |
| Buel | F. H. Flagge | Mallison | Raber | Trainer |
| Burhans | Furman | Mann | Ranney | Wellington |
| P. Burns | Galvin | Matthewson | Ray | Wells |
| Button | Gifford | McKiever | A. Richardson | Wiley |
| Cameron | Gleason | Miller | Rider | A. I. Wood |
| Campbell | Guigou | Moran | Root | Younglove |
| Chapman | Halsey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to facilitate the construction of a railroad through the county of Allegany, and to amend chapter 344 of the Laws of 1864, being an act entitled 'An act empowering certain towns in the counties of Cattaraugus and Erie to convey the right of way for railroad purposes,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|---------------|
| Ackert | Chism | Halsey | McKiever | S. Richardson |
| A. H. Andrew | G. Clark | Hartman | Miller | Rider |
| W. S. Andrews | W. S. Clark | Hasbrouck | Murphy | Riley |
| Babcock | Cook | Howard | Nelson | Root |
| Balcom | Cornwall | Hubbard | O'Reilley | Sherman |
| Bamler | Daily | Humphrey | Parshall | C. L. Smith |
| Bennet | Dayton | Irving | Penfield | L. E. Smith |
| Bigelow | Decker | Jones | Pitts | Stannard |
| Bradstreet | Eaton | Keady | Place | Sullard |
| Bristol | Flach | Kinney | Pond | Topliff |
| Brush | F. H. Flagge | Lasher | Prince | Tower |
| Buel | Frear | Little | Purdy | Trainer |
| Burhans | Furman | Loughran | Quinn | Underwood |
| D. Burns | Galvin | Lounsbury | Raber | Wells |
| P. Burns | Gifford | Mallison | Ranney | Williams |
| Button | Gleason | Mann | Ray | A. I. Wood |
| Cameron | Guigou | Matthewson | A. Richardson | Younglove |
| Chapman | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act in relation to re-opening and maintaining a ditch, situated on the east side of and parallel to the Genesee Valley canal, in the towns of Groveland and West Sparta, in the county of Livingston," was read a third time.

Mr. Speaker put the question whether the House would agree to the

final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Guigon | Miller | Riley |
| Allis | G. Clark | Halsey | Moran | Root |
| A. H. Andrew | W. S. Clark | Hartman | Murphy | Sherman |
| W. S. Andrews | Clausen | Hasbrouck | Nelson | Skillman |
| Babcock | Cook | Howard | Nicholson | L. E. Smith |
| Balcom | Cornwall | Hubbard | O'Reilly | Stannard |
| Bamler | Daily | Humphrey | Parshall | Sullard |
| Bennet | Davis | Irving | Penfield | Tarbox |
| Bentley | Dayton | Jones | Place | Topliff |
| Bradstreet | Decker | Keady | Pond | Tower |
| Bristol | Eaton | Kinney | Prince | Trainer |
| Brush | Farley | Little | Purdy | Weed |
| Burhans | Flach | Loughran | Quinn | Wellington |
| D. Burns | F. H. Flagge | Lounsbury | Ray | Wells |
| Button | Frear | Mallison | A. Richardson | Williams |
| Cameron | Galvin | Mann | S. Richardson | A. I. Wood |
| Campbell | Gifford | Matthewson | Rider | Younglove |
| Chapman | Gleason | McKiever | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act requiring the clerk of the county of Onondaga to cause certain maps to be made and filed in his office," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Halsey | Murphy | Root |
| Allis | G. Clark | Hartman | Nelson | Sherman |
| A. H. Andrew | W. S. Clark | Hasbrouck | Nicholson | Skeels |
| W. S. Andrews | Cook | Hubbard | O'Reilly | Skillman |
| Balcom | Cornwall | Humphrey | Parshall | L. E. Smith |
| Bamler | Daily | Irving | Penfield | Speaker |
| Bennett | Davis | Jacobs | Pitts | Stannard |
| Bentley | Dayton | Jones | Pond | Sullard |
| Bradstreet | Decker | Keady | Prince | Tarbox |
| Bristol | Eaton | Lasher | Purdy | Topliff |
| Brush | Farley | Loughran | Raber | Torrey |
| Burhans | Flach | Mallison | Ranney | Tower |
| D. Burns | F. H. Flagge | Mann | Ray | Wells |
| P. Burns | Furman | Matthewson | A. Richardson | Williams |
| Button | Galvin | McKiever | S. Richardson | A. I. Wood |
| Cameron | Gifford | Miller | Rider | Younglove |
| Campbell | Gleason | Moran | Riley | |

For the negative,

Kinney

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. W. S. Andrews,

Resolved, That James E. Beardsley be, and is hereby, granted per-

mission to put up in the Assembly chamber, complete and ready for use, the invention made by himself and others, for taking, counting and registering the ayes and noes, to be tested by, and if approved and retained, to be paid for as the next Legislature shall direct; and if not retained and used, said Beardsley shall have no claim against the State for any expense incurred in putting up the same, provided that said invention shall not be put up until after the adjournment of the Court of Impeachment.

By unanimous consent, on motion of Mr. Galvin,

Resolved, That the Senate bill entitled "An act to incorporate the International Dock Company," be recommitted to the committee on commerce and navigation, with power to report complete at any time.

The Senate bill entitled "An act for the relief of George W. Sauer," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 17 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|------------|
| Ackert | W. S. Clark | Halser | Murphy | Root |
| W. S. Andrews | Clausen | Hartman | Nelson | Sherman |
| Babcock | Cook | Hasbrouck | Nicholson | Skeels |
| Bamler | Daily | Humphrey | O'Reilley | Speaker |
| Bergen | Dayton | Irving | Parshall | Stannard |
| Bristol | Decker | Jacobs | Place | Topliff |
| Brush | Eaton | Jones | Pond | Torrey |
| Buel | Farley | Keady | Purdy | Tower |
| Burhans | Flach | Lasher | Quinn | Trainer |
| D. Burns | F. H. Flagge | Mallison | Raber | Weed |
| P. Burns | Furman | Mann | Ranney | Wellington |
| Button | Galvin | McKiever | S. Richardson | Wells |
| Campbell | Gleason | Miller | Rider | A. I. Wood |
| Chapman | Guigon | Moran | Riley | Younglove |
| G. Clark | | | | |

Those who voted in the negative, were

| | | | | |
|------------|---------|------------|---------------|-------------|
| Bennet | Davis | Lounabury | Prince | L. E. Smith |
| Bradstreet | Gifford | Matthewson | Ray | Tarbox |
| Cameron | Kinney | Penfield | A. Richardson | Williams |
| Cornwall | Little | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the bill entitled "An act to authorize the drainage of marsh lands," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Ray moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

The bill entitled "An act relative to savings banks," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 9 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Ackert | G. Clark | Hartman | McKiever | Riley |
| Allis | W. S. Clark | Hasbrouck | Moran | Root |
| Babcock | Clausen | Hubbard | Murphy | Sherman |
| Balcom | Cook | Humphrey | O'Reilly | L. E. Smith |
| Bamler | Dally | Irving | Parshall | Stannard |
| Bennet | Dayton | Johnson | Place | Sullard |
| Bradstreet | Decker | Jones | Pond | Torrey |
| Brush | Eaton | Keady | Purdy | Tower |
| Buel | Flach | Kinney | Quinn | Trainer |
| Burhans | F. H. Flagge | Laaser | Raber | Van Valkenb'rgh |
| D. Burns | Galvin | Little | Ranney | Wellington |
| P. Burns | Gifford | Loughran | A. Richardson | Wells |
| Button | Gleason | Mallison | S. Richardson | Williams |
| Campbell | Guigon | Mann | Rider | Younglove |
| Chapman | Halsey | Matthewson | | |

Those who voted in the negative, were

| | | | | |
|----------|--------|--------|----------|--------|
| Cameron | Davis | Miller | Penfield | Tarbox |
| Cornwall | Farley | Nelson | Prince | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

By unanimous consent,

Mr. Younglove introduced a bill entitled "An act to authorize the village of Cohoes to raise money by tax to build and repair bridges in said village," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Younglove, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chapman | Guigon | McKiever | Riley |
| Allis | Chism | Halsey | Miller | Root |
| A. H. Andrew | G. Clark | Hartman | Moran | Sherman |
| W. S. Andrews | W. S. Clark | Hasbrouck | Murphy | Skeels |
| Babcock | Clausen | Hubbard | Nelson | Skillman |
| Balcom | Cook | Humphrey | Nicholson | L. E. Smith |
| Bamler | Cornwall | Irving | Parshall | Stannard |
| Bennet | Davis | Jacobs | Penfield | Sullard |
| Bentley | Dayton | Jones | Pitts | Topliff |
| Bigelow | Decker | Keady | Place | Tower |
| Bradstreet | Eaton | Kinney | Pond | Trainer |
| Bristol | Farley | Little | Purdy | Van Valkenb'rgh |
| Brush | F. H. Flagge | Loughran | Quinn | Wells |
| Burhans | Frear | Lounsbury | Raber | Williams |
| D. Burns | Galvin | Mallison | Ranney | A. I. Wood |
| P. Burns | Gifford | Mann | S. Richardson | F. H. Woods |
| Button | Gleason | Matthewson | Rider | Younglove |
| Cameron | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act for the laying out, opening and clos-

ing of streets, roads and avenues in the town of Morrisania, in the county of Westchester," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-----------------|
| Ackert | Chism | Gleason | Matthewson | Rider |
| Allis | G. Clark | Guigou | McKiever | Riley |
| A. H. Andrew | W. S. Clark | Halsey | Murphy | Selkreg |
| W. S. Andrews | Clausen | Hartman | Nelson | Sherman |
| Babcock | Cook | Hasbrouck | Nicholson | Skeels |
| Balcom | Cornwall | Hubbard | Parshall | L. E. Smith |
| Bamler | Daily | Humphrey | Penfield | Stannard |
| Bennet | Davis | Irving | Pitts | Stevens |
| Bergen | Dayton | Jacobs | Place | Sullard |
| Bradstreet | Decker | Jones | Pond | Topliff |
| Bristol | Eaton | Keady | Prince | Tower |
| Burhans | Flach | Kinney | Purdy | Van Valkenb'rgh |
| P. Burns | F. H. Flagge | Little | Quinn | Wellington |
| Button | Frear | Loughran | Ranney | Wells |
| Cameron | Furman | Mallison | A. Richardson | F. H. Woods |
| Campbell | Galvin | Mann | S. Richardson | Younglove |
| Chapman | Gifford | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act in relation to appeals from decisions of Canal Appraisers," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 78 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|-----------------|
| Ackert | Campbell | Halsey | Nelson | Skeels |
| Allis | Chapman | Hasbrouck | Nicholson | C. L. Smith |
| W. S. Andrews | Chism | Hubbard | O'Reilly | L. E. Smith |
| Babcock | G. Clark | Humphrey | Parshall | Stannard |
| Balcom | W. S. Clark | Irving | Place | Stevens |
| Bamler | Clausen | Jones | Pond | Sullard |
| Bennet | Cornwall | Keady | Prince | Topliff |
| Bentley | Davis | Kinney | Purdy | Tower |
| Bradstreet | Dayton | Little | Quinn | Trainer |
| Bristol | Eaton | Loughran | Ranney | Van Valkenb'rgh |
| Brush | Flach | Mallison | S. Richardson | Wellington |
| Burhans | Frear | Mann | Rider | Wells |
| D. Burns | Furman | Matthewson | Riley | A. I. Wood |
| Button | Galvin | McKiever | Root | F. H. Woods |
| Cady | Gifford | Miller | Sherman | Younglove |
| Cameron | Guigou | Murphy | | |

For the negative,

Tarbox

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Penfield moved to take from the table the motion to reconsider the vote taken on the bill entitled "An act in relation to the sale of wines made from grapes grown within the limits of the United States."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 49 }
{ NOES 29 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|----------|-----------------|
| Ackert | Cook | Hubbard | Miller | Ranney |
| A. H. Andrew | Cornwall | Humphrey | Moran | Riley |
| Bamler | Dayton | Johnson | Murphy | Sherman |
| Bradstreet | Decker | Jones | Nelson | Torrey |
| Burhans | Flach | Keady | O'Reilly | Van Valkenburgh |
| D. Burns | F. H. Flagge | Lasher | Paraball | Weed |
| P. Burns | Guigou | Loughran | Penfield | Wells |
| Button | Halsey | Mallison | Prince | F. H. Woods |
| W. S. Clark | Hartman | Matthewson | Purdy | Younglove |
| Clausen | Hasbrouck | McKiever | Quinn | |

Those who voted in the negative, were

| | | | | |
|---------|----------|-----------|---------------|------------|
| Allis | Chapman | Gifford | Place | Sullard |
| Babcock | G. Clark | Irving | Pond | Tarbox |
| Balcom | Daily | Kinney | A. Richardson | Tower |
| Bennet | Davis | Lounsbury | S. Richardson | Wellington |
| Brush | Eaton | Mann | Rider | A. I. Wood |
| Cameron | Farley | Nicholson | L. E. Smith | |

The Senate bill entitled "An act to authorize the town of Westchester, in the county of Westchester, to raise money to lay sidewalks in said town," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | W. S. Clark | Humphrey | Penfield | C. L. Smith |
| Allis | Clausen | Irving | Place | L. E. Smith |
| W. S. Andrews | Cook | Johnson | Pond | Stannard |
| Balcom | Cornwall | Jones | Prince | Stevens |
| Bamler | Davis | Keady | Purdy | Sullard |
| Bennet | Dayton | Kinney | Quinn | Sumner |
| Bergen | Decker | Lasher | Raber | Tarbox |
| Bradstreet | Eaton | Little | Ranney | Topliff |
| Bristol | Farley | Lounsbury | Reeve | Tower |
| Brush | Flach | Mallison | A. Richardson | Trainer |
| Burhans | F. H. Flagge | Mann | S. Richardson | Van Valkenburgh |
| D. Burns | Frear | Matthewson | Rider | Weed |
| P. Burns | Gifford | McKiever | Riley | Wellington |
| Button | Guigou | Miller | Root | Wiley |
| Cameron | Halsey | Moran | Sargent | Williams |
| Campbell | Hartman | Murphy | Sherman | F. H. Woods |
| Chapman | Hasbrouck | Nelson | Skeels | Younglove |
| G. Clark | Hubbard | Nicholson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act for the protection of the planting of oysters in the towns of Gravesend and Flatlands, Kings county," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-----------------|
| Ackert | Chapman | Halsey | McKiever | Root |
| Allis | Ohism | Hartman | Miller | Sargent |
| A. H. Andrew | G. Clark | Hasbrouck | Moran | Sherman |
| W. S. Andrews | W. S. Clark | Hubbard | Murphy | Skeels |
| Babcock | Clausen | Humphrey | Nelson | C. L. Smith |
| Balcom | Cook | Irving | Nicholson | Speaker |
| Bamler | Cornwall | Johnson | O'Reilly | Stannard |
| Bennet | Daily | Jones | Penfield | Sullard |
| Bentley | Davis | Keady | Pond | Tarbox |
| Bergen | Dayton | Kinney | Prince | Topliff |
| Bradstreet | Decker | Lasher | Purdy | Tower |
| Bristol | Eaton | Little | Quinn | Van Valkenburgh |
| Brush | Farley | Loughran | Raber | Wellington |
| Burhans | Flach | Lounsbury | Ranney | Wiley |
| P. Burns | F. H. Flagge | Mallison | A. Richardson | A. I. Wood |
| Button | Galvin | Mann | S. Richardson | F. H. Woods |
| Cameron | Guigou | Matthewson | Rider | Younglove |
| Campbell | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. Riley, at 9 o'clock and 45 minutes, the House adjourned.

SATURDAY, MAY 2, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Clapp.

The minutes of yesterday were read and approved.

By unanimous consent, on motion of Mr. Riley,

Resolved, That the Senate bill entitled "An act supplementary to an act entitled 'An act to incorporate the East India Telegraph Company,'" have its third reading at 11 o'clock this morning.

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act supplementary to chapter 489 of the Laws of 1867, and to provide for the collection and application of revenue in the county of New York in certain cases," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

The Senate bill entitled "An act to authorize the Erie and New England Railroad Company to establish and maintain a steamboat ferry on the Hudson river, at some point between Stony Point and Fort Montgomery, on said river," being announced for third reading,

Mr. Brush moved to recommit the same to the committee reporting it, with instructions to strike out the enacting clause.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 12 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | Daily | Howard | O'Reilly | Sullard |
| A. H. Andrew | Davis | Humphrey | Parshall | Sumner |
| Babcock | Decker | Jones | Pitts | Tarbox |
| Balcom | Farley | Keady | Place | Topliff |
| Bradstreet | Flach | Kinney | Quinn | Torrey |
| Bristol | F. H. Flagge | Little | Raber | Trainer |
| P. Burns | Frear | Lounsbury | Ray | Weed |
| Button | Galvin | Mann | A. Richardson | Wellington |
| Cameron | Gifford | Matthewson | Rider | Wells |
| G. Clark | Gleason | McKiever | L. E. Smith | Wiley |
| W. S. Clark | Guigou | Miller | Speaker | Williams |
| Clausen | Halsey | Murphy | Stannard | A. I. Wood |
| Cook | Hartman | Nelson | Starr | F. H. Woods |
| Cornwall | | | | |

Those who voted in the negative, were

| | | | | |
|-----------|---------|----------|-------|---------|
| Brush | Hubbard | La Bau | Pond | Sherman |
| D. Burns | Irving | Loughran | Riley | Skeels |
| Hasbrouck | Johnson | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Irving, from the committee on railroads, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to encourage and facilitate the construction of a railroad along the valley of the Upper Hudson into the wilderness in the northern part of this State, and the development of the resources thereof,' passed April 27, 1863, and for the relief of the Adirondack Company, formed under said act," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

Mr. La Bau moved that said bill be now read a third time.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, two-thirds of all the members present voting in favor thereof.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 8 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------|---------|-----------|-------------|
| Allis | Cook | Irving | Nicholson | Sherman |
| A. H. Andrew | Daily | Johnson | O'Reilly | L. E. Smith |
| Balcom | Dayton | Jones | Parshall | Speaker |

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Bradstreet | Decker | Kinney | Pitts | Stannard |
| Bristol | F. H. Flagge | La Bau | Place | Starr |
| Brush | Frear | Lasher | Pond | Sullard |
| D. Burns | Furman | Little | Prince | Tarbox |
| P. Burns | Galvin | Loughran | Purdy | Topliff |
| Button | Gifford | Lounsbury | Quinn | Trainer |
| Cameron | Gleason | Mann | Raber | Weed |
| Campbell | Guigon | Matthewson | Ray | Wellington |
| Chapman | Halsey | McKiever | A. Richardson | Wells |
| Chism | Hartman | Moran | S. Richardson | Wiley |
| G. Clark | Hasbrouck | Murphy | Rider | A. I. Wood |
| W. S. Clark | Hubbard | Nelson | Riley | F. H. Woods |
| Clausen | Humphrey | | | |

Those who voted in the negative, were

| | | | | |
|----------|--------|--------|--------|----------|
| Babcock | Farley | Miller | Skeels | Williams |
| Cornwall | Keady | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Trainer, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the Ship Owners' Association of the State of New York," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

Mr. Trainer, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the International Dock Company," with power to report complete at any time, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading.

On motion of Mr. Tarbox, the vote recommitting the Senate bill entitled "An act to amend the acts to provide for the incorporation of religious societies, so far as the same relate to churches in connection with the Protestant Episcopal Church," was reconsidered, and said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| A. H. Andrew | Cornwall | Hubbard | Nelson | Skillman |
| Baleom | Daily | Humphrey | Nicholson | L. E. Smith |
| Bennet | Davis | Irving | O'Reilly | Speaker |
| Bradstreet | Dayton | Johnson | Parshall | Stannard |
| Bristol | Decker | Jones | Penfield | Starr |
| Brush | Farley | Keady | Place | Stevens |
| D. Burns | Flach | Kinney | Pond | Sullard |
| P. Burns | F. H. Flagge | La Bau | Prince | Tarbox |
| Button | Frear | Lasher | Raber | Topliff |
| Cameron | Galvin | Little | Ray | Trainer |
| Chism | Gifford | Mann | S. Richardson | Weed |
| G. Clark | Gleason | Matthewson | Rider | Wiley |
| W. S. Clark | Guigon | McKiever | Root | Williams |
| Clausen | Halsey | Miller | Sherman | A. I. Wood |
| Cook | Hasbrouck | Murphy | Skeels | F. H. Woods |

For the negative,

Chapman

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent,

Mr. Penfield, from the committee on insurance companies, to which was referred the Senate bill entitled "An act to confirm the title of the Excelsior Fire Insurance Company to certain real estate in the city of Brooklyn," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. O'Reilly moved to recommit the bill entitled "An act to incorporate the Ship Owners' Association of the State of New York," to the committee on commerce and navigation.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill entitled "An act to authorize the trustees of the Lowville First Presbyterian Church to sell certain real estate," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| A. H. Andrew | Cook | Howard | Moran | Skeels |
| Babcock | Cornwall | Hubbard | Nelson | L. E. Smith |
| Baleom | Daily | Humphrey | Nicholson | Speaker |
| Bennet | Davis | Irving | O'Reilly | Stannard |
| Bradstreet | Dayton | Johnson | Parshall | Starr |
| Bristol | Decker | Keady | Penfield | Sullard |
| Brush | Flach | Kinney | Pitts | Sumner |
| D. Burns | F. H. Flagge | La Bau | Pond | Tarbox |
| P. Burns | Frear | Lasher | Prince | Topliff |
| Button | Galvin | Little | Purdy | Tower |
| Cameron | Gifford | Loughran | Quinn | Trainer |
| Chapman | Gleason | Lounsbury | Raber | Weed |
| Chism | Guigou | Mallison | S. Richardson | Wellington |
| G. Clark | Halsey | Mann | Rider | Wells |
| W. S. Clark | Hartman | McKiever | Riley | F. H. Woods |
| Clausen | Hasbrouck | Miller | Sherman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bills entitled as follows:

"An act to amend an act entitled 'An act to amend an act entitled An act to consolidate the cities of Brooklyn and Williamsburgh and the town of Bushwick into one municipal government, and to incorporate the same,' passed April 17, 1854, and the several acts amendatory thereof and supplemental thereto, or affecting the same, passed April 28, 1864."

"An act to amend an act entitled 'An act to alter the commissioners' map of the city of Brooklyn, and to provide for the widening and improving of Third street, in said city,' passed April 17, 1860, and the acts supplementary thereto."

The Senate returned the Senate bill entitled "An act to incorporate the Mutual Benefit Savings Bank," with a message informing that they non-concur in the amendments of the Assembly thereto.

Mr. D. Burns moved to recommit said bill to the committee on banks.

Mr. Hartman moved as an amendment that this House insist upon their amendments, and ask for a committee of conference.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Hartman, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. D. Burns, and it was determined in the affirmative.

The Senate bill entitled "An act to amend an act entitled 'An act to authorize the formation of corporations to secure parsonages and other property for the use of presiding elders of the Methodist Episcopal Church,' passed April 5, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| A. H. Andrew | G. Clark | Hubbard | Murphy | Skeels |
| W. S. Andrews | W. S. Clark | Humphrey | Nelson | L. E. Smith |
| Babcock | Clausen | Irving | Nicholson | Speaker |
| Balcom | Cornwall | Jacobs | O'Reilley | Stannard |
| Bamler | Daily | Jones | Parshall | Sullard |
| Bennet | Davis | Keady | Pitts | Tarbox |
| Bigelow | Dayton | Kinney | Place | Topliff |
| Bradstreet | Decker | La Bau | Pond | Tower |
| Bristol | Farley | Lasher | Prince | Trainer |
| Brush | F. H. Flagge | Little | Purdy | Weed |
| Burhans | Frear | Loughran | Raber | Wellington |
| D. Burns | Gifford | Lounsbury | Ray | Wells |
| P. Burns | Gleason | Mallison | S. Richardson | Williams |
| Button | Guigou | Mann | Rider | A. I. Wood |
| Cameron | Halsey | Matthewson | Riley | F. H. Woods |
| Chapman | Hartman | McKiever | Root | Younglove |
| Chism | Hasbrouck | Miller | Sherman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Pitts, the following concurrent resolution was taken from the table:

Resolved (if the Assembly concur), That a respectful message be sent to His Excellency the Governor, requesting him to return to the Assembly the Assembly bill entitled "An act to amend chapter 280, section 73, Laws of 1847, relating to a reporter for the Supreme Court," for correction.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

{ AYES 40 }
{ NOES 36 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|-----------|---------------|-------------|
| Bennet | Cornwall | Howard | Mallison | Selkreg |
| Bradstreet | Dayton | Hubbard | McKiever | Sherman |
| Burhans | Flach | Humphrey | Miller | C. L. Smith |
| P. Burns | J. L. Flagge | Irving | Nicholson | Speaker |
| Chapman | Guigou | Keady | O'Reilley | Starr |
| Chism | Halsey | Little | Pitts | Sumner |
| W. S. Clark | Hartman | Loughran | Prince | Tarbox |
| Clausen | Hasbrouck | Lounsbury | S. Richardson | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|--------------|-------|--------|-------|----------|
| A. H. Andrew | Daily | Kinney | Place | Stannard |
| Babcock | Davis | La Bau | Pond | Sullard |

| | | | | |
|----------|--------------|------------|--------|------------|
| Balcom | F. H. Flagge | Lasher | Purdy | Topliff |
| Brush | Frear | Matthewson | Quinn | Weed |
| D. Burns | Gifford | Moran | Ranney | Williams |
| Cameron | Gleason | Murphy | Rider | A. I. Wood |
| G. Clark | Johnson | Parshall | Riley | Younglove |
| Cook | | | | |

Ordered, That the Clerk return said resolution to the Senate, with a message informing of concurrence therein.

The Senate bill entitled "An act to authorize the discharge of mortgages to Commissioners of United States Deposit Fund," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| A. H. Andrew | Clausen | Hasbrouck | McKiever | Rider |
| Babcock | Cook | Hubbard | Miller | Riley |
| Balcom | Cornwall | Humphrey | Murphy | Selkreg |
| Bennet | Daily | Irving | Nelson | Sherman |
| Bentley | Davis | Jacobs | O'Reilly | Skeels |
| Bradstreet | Dayton | Jones | Parshall | C. L. Smith |
| Bristol | Decker | Keady | Penfield | Speaker |
| Brush | Flach | Kinney | Pitts | Stannard |
| Burhans | J. L. Flagge | La Bau | Place | Sumner |
| D. Burns | Frear | Little | Pond | Tarbox |
| Button | Galvin | Loughran | Prince | Topliff |
| Cameron | Gifford | Lounsbury | Purdy | Weed |
| Chapman | Gleason | Mallison | Ranney | Wells |
| Chism | Guigou | Mann | A. Richardson | F. H. Woods |
| G. Clark | Halsey | Matthewson | S. Richardson | Younglove |
| W. S. Clark | Hartman | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act supplementary to an act entitled 'An act to incorporate the East India Telegraph Company,' passed April 3, 1864," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Clausen | Hasbrouck | Murphy | L. E. Smith |
| A. H. Andrew | Cook | Hubbard | Nelson | Speaker |
| Babcock | Cornwall | Humphrey | O'Reilly | Stannard |
| Balcom | Daily | Irving | Parshall | Stevens |
| Bennet | Davis | Keady | Pitts | Sullard |
| Bentley | Dayton | Kinney | Place | Tarbox |
| Bradstreet | Decker | La Bau | Pond | Topliff |
| Bristol | Flach | Lasher | Prince | Tower |
| Brush | F. H. Flagge | Little | Ranney | Trainer |
| D. Burns | Frear | Lounsbury | S. Richardson | Weed |
| Button | Gifford | Mallison | Rider | Wells |
| Cameron | Gleason | Mann | Riley | Williams |
| Chapman | Guigou | Matthewson | Selkreg | A. I. Wood |
| G. Clark | Halsey | McKiever | Sherman | Younglove |
| W. S. Clark | Hartman | Miller | Skeels | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent,

Mr. Lounsbury, from the committee on the judiciary, to which was referred the bill entitled "An act to amend an act entitled 'An act to simplify and abridge the practice, pleadings and proceedings of the courts of this State,' passed April 12, 1848," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent,

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act in relation to the judiciary,' passed May 12, 1847," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to authorize the judges of the several courts of the county of Kings to sentence prisoners for terms less than five years to the penitentiary of said county," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Lounsbury, from the committee on the judiciary, to which was referred the Senate bill entitled "An act to define more particularly the powers of the Commissioners of the Land Office," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. Lounsbury,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to simplify and abridge the practice, pleadings and proceedings of the courts of this State,' passed April 12, 1848," be ordered to a third reading.

By unanimous consent, on motion of Mr. Lounsbury,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act to amend an act entitled 'An act in relation to the judiciary,' passed May 12, 1847," and that the same be ordered to a third reading.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed the bill entitled as follows:

"An act to authorize the drainage of marsh lands."

The Senate bill entitled "An act to provide for the election and appointment of a police constable in the village of Forrestville," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|----------|----------|----------|-------------|
| Ackert | Clausen | Howard | Nelson | Skeels |
| Allis | Cook | Hubbard | O'Reilly | L. E. Smith |
| A. H. Andrew | Cornwall | Humphrey | Parshall | Speaker |
| Babcock | Daily | Irving | Penfield | Stannard |
| Balcom | Davis | Keady | Pitts | Stevens |
| Bennet | Dayton | Kinney | Place | Sullard |
| Bentley | Decker | La Bau | Pond | Sumner |

| | | | | |
|-------------|-------------|------------|---------------|-------------|
| Bradstreet | Farley | Lasher | Prince | Tarbox |
| Bristol | J. L. Flagg | Little | Purdy | Topliff |
| Brush | Frear | Loughran | Quinn | Tower |
| D. Burns | Galvin | Lounsbury | Ray | Trainer |
| P. Burns | Gifford | Mallison | A. Richardson | Weed |
| Button | Gleason | Mann | S. Richardson | Wells |
| Cameron | Guigon | Matthewson | Rider | Williams |
| Chapman | Halsey | McKiever | Riley | A. I. Wood |
| G. Clark | Hartman | Miller | Selkreg | F. H. Woods |
| W. S. Clark | Hasbrouck | Murphy | Sherman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize the town of Crawford, in the county of Orange, to issue bonds and take stock in the Middletown and Crawford Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 75 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|------------|-------------|----------|---------------|-------------|
| Allis | W. S. Clark | Hubbard | Nelson | Skillman |
| Babcock | Clausen | Humphrey | Nicholson | C. L. Smith |
| Balcom | Cook | Irving | Parshall | L. E. Smith |
| Bennet | Cornwall | Johnson | Penfield | Speaker |
| Bentley | Dayton | Julland | Place | Stannard |
| Bergen | Decker | Keady | Prince | Starr |
| Bradstreet | Flach | Kinney | Purdy | Stevens |
| Bristol | F. H. Flagg | Little | Raber | Sumner |
| Buel | Frear | Loughran | Ray | Tower |
| Burhans | Furman | Mallison | Reeve | Trainer |
| D. Burns | Galvin | Mann | A. Richardson | Weed |
| Button | Guigon | McKiever | Rider | Wells |
| Cameron | Halsey | Miller | Riley | Wiley |
| Chapman | Hartman | Moran | Root | A. I. Wood |
| Chism | Hasbrouck | Murphy | Sherman | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|----------|-------|---------|--------|----------|
| G. Clark | Davis | Selkreg | Tarbox | Williams |
|----------|-------|---------|--------|----------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act making appropriations for public and charitable institutions," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 16 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|---------|----------|-------------|
| Allis | Davis | Irving | Nelson | Skillman |
| W. S. Andrews | Dayton | Jacobs | O'Reilly | C. L. Smith |
| Bamler | Decker | Johnson | Parshall | L. E. Smith |
| Bentley | Flach | Jones | Penfield | Speaker |
| Bergen | J. L. Flagg | Keady | Pitts | Starr |
| Bradstreet | F. H. Flagg | Kinney | Pond | Stevens |
| Bristol | Frear | La Bau | Prince | Sullard |
| Burhans | Furman | Lasher | Purdy | Sumner |

| | | | | |
|-------------|-----------|------------|---------------|-------------|
| D. Burns | Galvin | Little | Quinn | Tower |
| P. Burns | Gifford | Loughran | Raber | Trainer |
| Button | Gleason | Lounsbury | Ranney | Weed |
| Campbell | Guigon | Mallison | S. Richardson | Wellington |
| Chapman | Halsey | Matthewson | Rider | Wells |
| Chism | Hartman | McKiever | Riley | Wiley |
| W. S. Clark | Hasbrouck | Miller | Selkreg | Williams |
| Clausen | Howard | Moran | Sherman | A. I. Wood |
| Cornwall | Hubbard | Murphy | Skeels | F. H. Woods |
| Daily | Humphrey | | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|-----------|---------------|---------|
| A. H. Andrew | Brush | Cook | Place | Tarbox |
| Babcock | Cameron | Farley | A. Richardson | Topliff |
| Balcom | G. Clark | Nicholson | Stannard | Torrey |
| Bennet | | | | |

When the name of Mr. A. Richardson was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. La Bau was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act for the relief of James D. Shuler, confirming jurisdiction on the Canal Appraisers to hear and determine his claim for compensation for lands appropriated for the enlargement of the Erie canal," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|------------|
| Allis | Dayton | Humphrey | Murphy | Sherman |
| Balcom | Decker | Irving | Nelson | Skeels |
| Bennet | Farley | Jacobs | Nicholson | Speaker |
| Bentley | Flach | Johnson | Penfield | Stannard |
| Bradstreet | F. H. Flagge | Jones | Place | Sullard |
| Bristol | Frear | Keady | Pond | Sumner |
| Brush | Furman | Kinney | Prince | Tarbox |
| D. Burns | Galvin | La Bau | Purdy | Topliff |
| P. Burns | Gifford | Little | Quinn | Torrey |
| Button | Gleason | Loughran | Raber | Tower |
| Campbell | Guigon | Lounsbury | Ranney | Trainer |
| Chism | Halsey | Mallison | Ray | Weed |
| W. S. Clark | Hartman | Matthewson | A. Richardson | Wellington |
| Clausen | Hasbrouck | McKiever | S. Richardson | Wells |
| Cornwall | Howard | Miller | Rider | Wiley |
| Daily | Hubbard | Moran | Riley | A. I. Wood |
| Davis | | | | |

Those who voted in the negative, were

| | | |
|--------------|---------|----------|
| A. H. Andrew | Cameron | G. Clark |
|--------------|---------|----------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act supplementary to chapter 489 of Laws of 1867, and to provide for the collection and application of revenue in the county of New York in certain cases," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 84 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|-------------|-------------|
| Allis | W. S. Clark | Hasbrouck | Moran | Starr |
| A. H. Andrew | Cook | Howard | O'Reilley | Stevens |
| Babcock | Cornwall | Hubbard | Parshall | Sullard |
| Balcom | Daily | Humphrey | Penfield | Sumner |
| Bennet | Davis | Irving | Prince | Topliff |
| Bentley | Dayton | Johnson | Purdy | Torrey |
| Braunstreet | Decker | Jones | Quinn | Tower |
| Bristol | Farley | Keady | Raber | Trainer |
| Brush | Flach | Kinney | Ray | Weed |
| D. Burns | F. H. Flagge | Little | Rider | Wellington |
| P. Burns | Furman | Loughran | Riley | Wells |
| Button | Galvin | Lounsbury | Root | Wiley |
| Cameron | Gifford | Mallison | Sherman | Williams |
| Campbell | Gleason | Mann | C. L. Smith | A. I. Wood |
| Chapman | Guigon | Matthewson | L. E. Smith | F. H. Woods |
| Chism | Halsey | McKiever | Speaker | Younglove |
| G. Clark | Hartman | Miller | Stannard | |

Those who voted in the negative, were

| | | | | |
|--------|-------|---------------|---------------|---------|
| Murphy | Place | A. Richardson | S. Richardson | Selkreg |
|--------|-------|---------------|---------------|---------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

On motion of Mr. Starr, the bill entitled "An act to facilitate the construction of the New York and Oswego Midland railroad," was taken from the table and read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 28 }
{ NOES 44 }

Those who voted in the affirmative, were

| | | | | |
|----------|---------|----------|---------|-------------|
| Allis | Cook | Hubbard | Pond | Sumner |
| Balcom | Dayton | Humphrey | Rider | Tower |
| Bentley | Flach | Lasher | Sherman | Wellington |
| P. Burns | Frear | Moran | Starr | Wells |
| Button | Guigon | Parshall | Sullard | F. H. Woods |
| Chism | Hartman | Place | | |

Those who voted in the negative, were

| | | | | |
|--------------|-----------|------------|---------------|-------------|
| A. H. Andrew | Galvin | Mallison | Penfield | C. L. Smith |
| Bennet | Gifford | Mann | Pitts | L. E. Smith |
| Brush | Gleason | Matthewson | Purdy | Stannard |
| Cameron | Hasbrouck | McKiever | Quinn | Stevens |
| G. Clark | Johnson | Miller | Raber | Topliff |
| W. S. Clark | Keady | Murphy | A. Richardson | Torrey |
| Clausen | Kinney | Nelson | S. Richardson | A. I. Wood |
| Davis | La Bau | Nicholson | Riley | Younglove |
| F. H. Flagge | Little | O'Reilley | Selkreg | |

Mr. W. S. Clark moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The Senate returned the bills entitled as follows:

"An act to authorize certain towns in the counties of Oswego, Cayuga, Wayne, Monroe, Orleans and Niagara to issue bonds and take stock in and for the construction of the Lake Ontario Shore railroad."

"An act to amend an act entitled 'An act to consolidate the cities of Brooklyn and Williamsburgh and the town of Bushwick into one municipal government, and to incorporate the same,' passed April 17, 1854."

"An act to amend section 3 of an act entitled 'An act to consolidate common school districts Nos. 3, 4 and 5, in the village of Huntington, Suffolk county,' passed April 13, 1857."

"An act to incorporate the New York Health and Accident Insurance Company."

"An act to release the interest of the State to a certain lot in the village of Clyde to Ellen Gaffney and others."

"An act to legalize the acts and proceedings of Abraham Davids as justice of the peace of the town of Parish, county of Oswego."

"An act conferring additional corporate powers upon the village of Ellenville."

"An act to revive an act entitled 'An act respecting the appropriation of the waters of the Black river for the use of the Black River canal and the Erie canal feeder,' passed April 3, 1857, so far as the same may apply to the claims of George Smith and the heirs of William Smith."

"An act confirming the acts of William R. Crandall, a constable of the town of Marshall, Oneida county."

"An act to facilitate the construction of the Buffalo and Washington railway, and to authorize towns to subscribe to the capital stock thereof."

"An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the village of Hornellsville,' passed April 9, 1867."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to authorize the levying of a tax on the town of Whitestown, Oneida county, to liquidate the indebtedness of said town for roads and bridges."

"An act to authorize the election of an additional justice of the peace for the city of Brooklyn, and to create an additional district therein."

"An act in relation to common schools in the city of Lockport."

"An act to authorize the Canal Commissioners to construct a swing or draw bridge over the entrance from the Erie canal to the basin, near Rexford Flats postoffice, in the town of Clifton Park, county of Saratoga."

"An act to provide for the consolidation of the Green Point and Williamsburgh railroad with the Nassau railroad of Brooklyn."

"An act to provide for the building of a road and bridge across the stream that constitutes the division line between the towns of Huntington and Islip, in the county of Suffolk, and for the general improvement of the roads and bridges in the said towns."

"An act to authorize the construction of a railroad from the village of Olean to the Erie railway depot at Olean."

"An act to amend the act incorporating the village of Phoenix, in the county of Oswego."

"An act to authorize the town of Manlius, Onondaga county, to appro-

prate money for the erection of a monument to the memory of soldiers killed in the late war."

"An act to incorporate the Cosmos Life Policy Trust Company, of New York."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act to incorporate the East New York Savings Bank."

"An act to consolidate a part of certain school districts in the town of Pomfret, county of Chautauqua, with district No. 8, of said town."

"An act to incorporate the Isthmus Canal Company."

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill entitled "An act to amend the charter of the city of New York," with a message informing that they had passed the same, with the following amendments:

Strike out section 2, and insert in lieu thereof the following:

"§ 2. The board of aldermen shall consist of one alderman to be elected from each of the Assembly districts, as the same now are or may hereafter be constituted in said city. The aldermen now in office from the aldermanic districts having odd numerical designations, as the same are now constituted, shall be appointed by the mayor of the city of New York to such respective positions, and shall hold their offices by virtue of such appointment until the first Monday in January, one thousand eight hundred and seventy; and the aldermen now in office shall hold their offices until the first Monday in January, one thousand eight hundred and seventy. There shall be elected at the charter election in the year eighteen hundred and sixty-nine, and every two years thereafter, an alderman in each aldermanic district, as constituted by the provisions of this section; and no alderman shall be elected at the charter election in the year eighteen hundred and sixty-eight."

Add at the end of section 5 the following: "And hold office during the pleasure of said board."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| A. H. Andrew | Cornwall | Jones | Parshall | Stannard |
| Babcock | Daily | Kinney | Penfield | Starr |
| Balcom | Davis | La Bau | Pond | Stevens |
| Bennet | Decker | Lasher | Prince | Sullard |
| Bentley | Farley | Little | Purdy | Sumner |
| Bradstreet | Flach | Loughran | Quinn | Topliff |
| Bristol | F. H. Flagge | Lounsbury | Raber | Torrey |
| Brush | Galvin | Mallison | Ray | Tower |
| D. Burns | Gifford | Mann | A. Richardson | Trainer |
| P. Burns | Gleason | Matthewson | S. Richardson | Weed |
| Button | Guigon | McKiever | Rider | Wellington |
| Cameron | Halsey | Miller | Riley | Wells |
| Campbell | Hartman | Murphy | Sherman | Wiley |
| Chapman | Hubbard | Nelson | Skeels | A. I. Wood |
| W. S. Clark | Humphrey | Nicholson | L. E. Smith | F. H. Woods |
| Clausen | Irving | O'Reilly | Speaker | Younglove |
| Cook | Johnson | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to authorize the town of Canisteo to raise money for the benefit of Canisteo Academy," with a message informing that they had passed the same, with the following amendment:

Section 8, line 4, engrossed bill, strike out the words "the electors," and insert in lieu thereof the words "the taxpayers of said town whose names shall appear on the last assessment roll of said town as taxpayers."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | Cook | Hubbard | Nelson | L. E. Smith |
| A. H. Andrew | Cornwall | Humphrey | Nicholson | Speaker |
| Babcock | Daily | Irving | O'Reilly | Stannard |
| Balcom | Davis | Jacobs | Parshall | Starr |
| Bentley | Dayton | Johnson | Pendfield | Stevens |
| Bradstreet | Decker | Keady | Place | Sullard |
| Bristol | Farley | Kinney | Pond | Sumner |
| Brush | Flach | Little | Prince | Topliff |
| D. Burns | F. H. Flagge | Loughran | Purdy | Tower |
| P. Burns | Frear | Lounsbury | Raber | Trainer |
| Button | Galvin | Mann | A. Richardson | Wells |
| Cameron | Gifford | Matthewson | Rider | Wiley |
| Campbell | Halsey | McKiever | Riley | Williams |
| Chapman | Hartman | Miller | Selkreg | A. I. Wood |
| Chism | Hasbrouck | Moran | Sherman | F. H. Woods |
| G. Clark | Howard | Murphy | C. L. Smith | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to authorize Maria T. Levere, an alien, to hold and convey real estate, and to confirm conveyances heretofore made," with a message informing that they had passed the same, with the following amendments:

Section 1, insert the word "if" at the beginning of line 1. Line 2, after the words "New York," strike out the word "is," and insert as follows: "shall file in the office of the Secretary of State the deposition or affirmation in writing, prescribed in section 15 of article 2, title 1, chapter 1, of the second part of the Revised Statutes, entitled 'Of persons capable of holding and conveying lands,' as amended by chapter 272 of the Laws of 1834, then she shall be." Same section, lines 4 and 5, strike out the words "or may hereafter become possessed of."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 89 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------|-------------|-----------|----------|-------------|
| Ackert | W. S. Clark | Hasbrouck | O'Reilly | L. E. Smith |
| Allis | Clausen | Howard | Parshall | Speaker |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Balcom | Cook | Hubbard | Penfield | Stannard |
| Bennet | Cornwall | Humphrey | Pitts | Starr |
| Bentley | Daily | Irving | Place | Stevens |
| Bigelow | Davis | Johnson | Pond | Sullard |
| Bradstreet | Dayton | Keady | Prince | Sumner |
| Bristol | Decker | Kinney | Purdy | Tarbox |
| Brush | Flach | Lasher | Quinn | Torrey |
| Buel | J. L. Flagg | Little | Raber | Tower |
| D. Burns | F. H. Flagge | Loughran | Ranney | Trainer |
| P. Burns | Frear | Mallison | Ray | Wells |
| Button | Galvin | Mann | A. Richardson | Wiley |
| Cameron | Gifford | Matthewson | S. Richardson | Williams |
| Campbell | Gleason | McKiever | Rider | A. I. Wood |
| Chapman | Guigou | Miller | Riley | F. H. Woods |
| Chism | Halsey | Nelson | Selkreg | Younglove |
| G. Clark | Hartman | Nicholson | Sherman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

Mr. Brush moved that when the House adjourns, it adjourn to meet on Monday evening at 7½ o'clock.

Mr. Kinney moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Kinney, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Brush, and it was determined in the affirmative.

On motion of Mr. Hartman, at 12 o'clock and 45 minutes, the House adjourned.

MONDAY, MAY 4, 1868.

The House met pursuant to adjournment.

No clergyman present.

The minutes of Saturday were read and approved.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish," passed May 18, 1867," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on the internal affairs of towns and counties.

"An act to incorporate the People's Mutual Warehousing and Security Company," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Frear, said bill was referred to the committee on the affairs of cities, with power to report complete at any time.

"An act to protect the State in its revenue and tolls," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to provide against goats running at large in the town of Greenburgh, county of Westchester and State of New York."

"An act to authorize the Canal Commissioners to construct embank-

ments and walls on the west bank of the outlet of the DeRuyter reservoir, in the town of Fabius."

"An act to provide for the more effectual protection of fruit growers against trespassers."

"An act to provide payment to the Seventh Regiment National Guard of the annual appropriation due under section 183 of the Military Code for the years 1862, 1863, 1864 and 1865."

"An act to amend section 2 of chapter 534 of the Laws of 1866, and to legalize the acts of supervisors."

"An act to divide the Eighth and Tenth wards and create a new ward in the city of Brooklyn."

"An act to release to Benjamin Sanchez the title of the people of the State of New York, acquired by escheat, in and to certain real estate."

"An act to incorporate the Williamsburgh Sharpshooters' Society of the city of Brooklyn."

"An act to incorporate the Women's Aid Association of the city of Albany."

"An act to amend an act entitled 'An act for making indices of the deeds, mortgages, writings, documents and maps of record in the county of Richmond, and for the payment of the cost and expenses thereof, and of the books and materials required for the same,' passed May 16, 1867."

"An act to amend an act entitled 'An act for the correction of assessments and equalization of taxes,' being chapter 453 of the Laws of 1865."

"An act to amend an act entitled 'An act to amend an act entitled An act in relation to the fees of the clerk of the county of Kings,' passed March 23, 1867."

"An act to enable the directors of the Mutual Insurance Company of New Scotland, Albany county, to insure on the cash system and to increase their risks."

"An act to legalize the acts of G. S. Sawins, Samuel Hopper, Joseph Newton, H. W. Seymour, and S. H. Kirkland, as trustees of the corporation of the village of Antwerp."

"An act to extend Lorimer street in the city of Brooklyn."

"An act to authorize the town of Argyle, in the county of Washington, to raise money by tax for the erection of a court-house and jail therein for said county."

"An act in relation to building and repairing sidewalks in the village of Wellsville."

"An act to authorize the common council of the city of Buffalo to procure printing and advertising to be done for said city in a newspaper printed in the English or German language, other than the official paper of said city, and to pay therefor."

"An act to amend an act entitled 'An act for the better regulation of firemen in the city of Brooklyn,' passed February 17, 1867, and the acts amendatory thereof, passed April 2, 1863."

"An act to provide for the return of State and county regimental flags to State and county officers."

"An act to authorize the street commissioner of the village of Belmont, in the county of Allegany, to lay out and establish a highway or street in said village."

"An act to provide ways and means for the support of government."

"An act to amend an act entitled 'An act to incorporate the West Farms Fire Department,' passed April 17, 1858."

"An act to repeal chapter 454 of the Laws of 1863, entitled 'An act in relation to non-resident highway taxes upon certain lands in the counties of Essex and Hamilton.'"

"An act to incorporate the East Side Association of the city of New York."

"An act to incorporate the Mayville Driving Park Association."

"An act to provide for the completion of the Albany and Susquehanna Railroad."

"An act to authorize the town of Shawangunk, Ulster county, to borrow money to rebuild bridges."

"An act for the relief of Adam K. Diefendorf, of the town of Minden, Montgomery county."

"An act to amend title 10 of chapter 3 of part 3 of the Revised Statutes relative to bawdy houses."

"An act to authorize the Brooklyn Park Commissioners to establish a pound in Prospect Park."

"An act for the relief of the towns of Fort Edward and Hebron, in Washington county, and of Stephen Van Drosser, of the town of Rome, Oneida county."

"An act to amend section 3 of chapter 817 of the Laws of 1866, entitled 'An act to lay out and construct a road from the river road, in township No. 14, in the town of Johnsburch, to the Carthage road, near the head of Long Lake, in the county of Hamilton.'"

"An act to fix the compensation of the treasurer of Chautauque county."

"An act to amend chapter 365 of the Laws of 1862, entitled 'An act to authorize the discharge of mortgages of record in certain cases.'"

"An act to facilitate the construction of a railroad from the Chittenango depot to the village of Cazenovia, and to authorize the town of Sullivan to subscribe to the capital stock thereof."

"An act to authorize the construction of certain ditches in the town of Minden, Montgomery county."

"An act relative to taxes and assessments in the city of New York, and the office of commissioner of taxes and assessments for the city and county of New York."

"An act to amend an act entitled 'An act to provide for keeping in repair the highway leading from Sacandaga river to Mount Pleasant,' passed April 12, 1862."

"An act to provide for the extension of Bushwick avenue from the city line of Brooklyn into the town of New Lots, in Kings county."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bills entitled as follows:

"An act to amend the charter of Saratoga Springs, passed March 26, 1866, and for the purpose of securing a supply of pure and wholesome water for the use of said village."

"An act to authorize the town of Canisteo to raise money for the benefit of Canisteo Academy."

"An act to amend the charter of the city of New York."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the passage of the resolution in the words following:

Resolved, (if the Senate concur), That the same number of copies of the annual reports of the New York State Agricultural Society and the American Institute be printed as was ordered published by the Legislature of 1867.

Mr. Quinn, from the committee on engrossed bills, reported as correctly engrossed, the bills entitled as follows:

"An act for the relief of the Coney Island and Brooklyn Railroad Company."

"An act to amend the charter of the city of Utica."

"An act for the relief of John E. Westlake."

The Senate bill entitled "An act to extend the time for the organization of the Albany Iron Manufacturing Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-------------|
| Ackert | Cook | Irving | Murphy | C. L. Smith |
| A. H. Andrew | Cornwall | Jacobs | Nelson | Stannard |
| Balcom | Daily | Jones | Penfield | Starr |
| Bamler | Davis | Keady | Pond | Sullard |
| Bennet | Dayton | Kiernan | Prince | Tarbox |
| Bradstreet | Flach | Kinney | Purdy | Topliff |
| Bristol | J. L. Flag | Lasher | Ray | Trainer |
| Brush | F. H. Flagge | Little | A. Richardson | Weed |
| D. Burns | Frear | Loughran | S. Richardson | Wellington |
| Button | Gifford | Mann | Selkreg | Wells |
| Campbell | Gleason | McKiever | Sherman | Williams |
| Chapman | Halsey | Miller | Skeels | F. H. Woods |
| G. Clark | Howard | Moran | Skillman | Younglove |
| W. S. Clark | Humphrey | | | |

For the negative,

Cameron

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act for the disposition of the surplus moneys arising upon sales, pursuant to part 3, chapter 8, title 15 of the Revised Statutes, entitled 'Of the foreclosure of mortgages by advertisements,'" was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | Cornwall | Humphrey | Murphy | C. L. Smith |
| A. H. Andrew | Daily | Irving | Nelson | L. E. Smith |
| Balcom | Davis | Jacobs | Penfield | Stannard |
| Bamler | Dayton | Jones | Pond | Stevens |
| Bennet | Flach | Keady | Prince | Sullard |
| Bradstreet | J. L. Flag | Kiernan | Purdy | Tarbox |
| Bristol | F. H. Flagge | Kinney | Raber | Topliff |
| Brush | Frear | Lasher | Ray | Trainer |
| D. Burns | Galvin | Little | A. Richardson | Weed |
| Button | Gifford | Loughran | S. Richardson | Wellington |
| Cameron | Gleason | Lounsbury | Rider | Wells |
| Campbell | Halsey | Mann | Selkreg | Williams |
| Chapman | Hartman | McKiever | Sherman | A. I. Wood |
| G. Clark | Howard | Miller | Skeels | F. H. Woods |
| W. S. Clark | Hubbard | Moran | Skillman | Younglove |
| Cook | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to authorize the Buffalo, Corry and Pittsburgh Railroad Company to procure water for the purpose of supplying the engines used on said road," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | Cook | Hubbard | Murphy | Skillman |
| A. H. Andrew | Cornwall | Humphrey | Nelson | C. L. Smith |
| Balcom | Daily | Irving | Nicholson | L. E. Smith |
| Bamler | Davis | Jacobs | Penfield | Stannard |
| Bennet | Dayton | Jones | Pond | Starr |
| Bergen | Flach | Keady | Prince | Sullard |
| Bradstreet | J. L. Flagg | Kiernan | Purdy | Tarbox |
| Bristol | F. H. Flagge | Kinney | Raber | Topliff |
| Brush | Frear | Laaher | Ray | Trainer |
| D. Burns | Galvin | Little | A. Richardson | Weed |
| Button | Gifford | Loughran | S. Richardson | Wellington |
| Cameron | Gleason | Lounsbury | Rider | Wells |
| Campbell | Guigou | Mann | Riley | Williams |
| Chapman | Halsey | McKiever | Selkreg | A. I. Wood |
| G. Clark | Hartman | Miller | Sherman | F. H. Woods |
| W. S. Clark | Howard | Moran | Skeels | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act authorizing the West Station Methodist Episcopal Church, of the city of Albany, to change its name to the Trinity Methodist Episcopal Church, of Albany, and to confirm the title to the property thereof in the Trinity Methodist Episcopal Church, of the city of Albany," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | Cook | Hubbard | Murphy | Skillman |
| A. H. Andrew | Cornwall | Humphrey | Nelson | C. L. Smith |
| Balcom | Daily | Irving | Nicholson | L. E. Smith |
| Bamler | Davis | Jacobs | Penfield | Stannard |
| Bennet | Dayton | Jones | Pond | Starr |
| Bergen | Flach | Keady | Prince | Sullard |
| Bradstreet | J. L. Flagg | Kiernan | Purdy | Tarbox |
| Bristol | F. H. Flagge | Kinney | Raber | Topliff |
| Brush | Frear | Laaher | Ray | Trainer |
| D. Burns | Galvin | Little | A. Richardson | Weed |
| Button | Gifford | Loughran | S. Richardson | Wellington |
| Cameron | Gleason | Lounsbury | Rider | Wells |
| Campbell | Guigou | Mann | Riley | Williams |
| Chapman | Halsey | McKiever | Selkreg | A. I. Wood |
| G. Clark | Hartman | Miller | Sherman | F. H. Woods |
| W. S. Clark | Howard | Moran | Skeels | Younglove |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to open, extend and improve Fourth street, Brooklyn, E. D.," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | Cook | Howard | Moran | Skeels |
| A. H. Andrew | Cornwall | Hubbard | Murphy | Skillman |
| Balcom | Daily | Humphrey | Nelson | C. L. Smith |
| Bamler | Davis | Irving | Nicholson | L. E. Smith |
| Bennet | Dayton | Jacobs | Penfield | Stannard |
| Bergen | Flach | Jones | Pond | Sullard |
| Bradstreet | J. L. Flagg | Keady | Prince | Tarbox |
| Bristol | F. H. Flagge | Kiernan | Purdy | Topliff |
| Brush | Frear | Kinney | Raber | Trainer |
| D. Burns | Furman | Lasher | Ray | Weed |
| Button | Galvin | Little | A. Richardson | Wellington |
| Cameron | Gifford | Loughran | S. Richardson | Wells |
| Campbell | Gleason | Lounsbury | Rider | Williams |
| Chapman | Guigon | Mann | Riley | A. I. Wood |
| Chism | Halsey | McKiever | Selkreg | F. H. Woods |
| G. Clark | Hartman | Miller | Sherman | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The bill entitled "An act to authorize the draining of marsh lands," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 66 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-------------|
| Ackert | W. S. Clark | Hartman | Murphy | Skeels |
| A. H. Andrew | Cornwall | Howard | Nelson | Skillman |
| Balcom | Daily | Humphrey | Nicholson | C. L. Smith |
| Bamler | Flach | Irving | Penfield | Stannard |
| Bennet | J. L. Flagg | Jacobs | Pond | Starr |
| Bergen | F. H. Flagge | Jones | Prince | Sumner |
| Bradstreet | Frear | Keady | Purdy | Tarbox |
| Bristol | Furman | Kiernan | Ray | Trainer |
| Brush | Galvin | Kinney | A. Richardson | Weed |
| Button | Gifford | Lasher | S. Richardson | Wells |
| Cameron | Gleason | Little | Rider | Williams |
| Chapman | Guigon | Loughran | Selkreg | A. I. Wood |
| Chism | Halsey | Mann | Sherman | F. H. Woods |
| G. Clark | | | | |

Those who voted in the negative, were

| | | | | |
|---------|----------|-------|-------------|---------|
| D Burns | McKiever | Raber | L. E. Smith | Topliff |
|---------|----------|-------|-------------|---------|

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the International Dock Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 9 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Halsey | McKiever | Riley |
| A. H. Andrew | W. S. Clark | Hartman | Miller | Sargent |
| Balcom | Cook | Howard | Moran | Sherman |
| Bamler | Cornwall | Hubbard | Murphy | Skeels |
| Bennet | Daily | Humphrey | Nelson | Skillman |
| Bergen | Dayton | Irving | Nicholson | C. L. Smith |
| Bradstreet | Flach | Jacobs | Penfield | Stannard |
| Bristol | J. L. Flag | Jones | Pond | Stevens |
| Brush | F. H. Flagge | Kiernan | Prince | Sullard |
| D. Burns | Frear | Kinney | Purdy | Sumner |
| Button | Furman | Lasher | Raber | Trainer |
| Cameron | Galvin | Little | Ray | Weed |
| Campbell | Gifford | Loughran | A. Richardson | Wellington |
| Chapman | Gleason | Lounsbury | S. Richardson | Williams |
| Chism | Guigou | Mann | Rider | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|-------|---------|-------------|---------|------------|
| Cady | Keady | L. E. Smith | Topliff | A. I. Wood |
| Davis | Selkreg | Tarbox | Wells | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize the board of supervisors of Kings county to include in the next tax levy the sum of fifty thousand dollars, to reimburse the amount borrowed for the support of the poor," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| A. H. Andrew | Cook | Howard | Murphy | Skeels |
| Balcom | Cornwall | Hubbard | Nelson | Skillman |
| Bamler | Daily | Humphrey | Nicholson | C. L. Smith |
| Bennet | Davis | Jacobs | Penfield | L. E. Smith |
| Bergen | Dayton | Jones | Pond | Stannard |
| Bradstreet | Flach | Keady | Prince | Starr |
| Bristol | J. L. Flag | Kiernan | Purdy | Sullard |
| Brush | F. H. Flagge | Kinney | Raber | Sumner |
| D. Burns | Frear | Lasher | Ray | Topliff |
| Button | Furman | Little | A. Richardson | Trainer |
| Cameron | Galvin | Loughran | S. Richardson | Weed |
| Campbell | Gifford | Lounsbury | Rider | Wellington |
| Chapman | Gleason | Mann | Riley | Wells |
| Chism | Guigou | McKiever | Sargent | Williams |
| G. Clark | Halsey | Miller | Selkreg | F. H. Woods |
| W. S. Clark | Hartman | Moran | Sherman | Younglove |

For the negative,

Tarbox

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent,

Mr. J. L. Flag introduced a bill entitled "An act to enable the Saint

Jean Baptist French Church, of the city of Troy, to reorganize," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. J. L. Flagg, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-------------|
| Ackert | Cook | Howard | Moran | Sherman |
| A. H. Andrew | Cornwall | Hubbard | Murphy | Skeels |
| Balcom | Daily | Humphrey | Nelson | Skillman |
| Bamler | Davis | Irving | Nicholson | C. L. Smith |
| Bennet | Dayton | Jacobs | Penfield | L. E. Smith |
| Bergen | Flach | Jones | Pond | Speaker |
| Bradstreet | J. L. Flagg | Keady | Prince | Starr |
| Bristol | F. H. Flagge | Kiernan | Purdy | Sullard |
| Brush | Frear | Kinney | Raber | Tarbox |
| D. Burns | Furman | Lasher | Ray | Topliff |
| Button | Galvin | Little | A. Richardson | Trainer |
| Cameron | Gifford | Loughran | S. Richardson | Weed |
| Campbell | Gleason | Lonsbury | Rider | Wellington |
| Chapman | Guigou | Mann | Riley | Wells |
| Chism | Halsey | McKiever | Sargent | A. I. Wood |
| G. Clark | Hartman | Miller | Selkreg | F. H. Woods |
| W. S. Clark | | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act to amend subdivision 2 of section 5, and sections 8 and 19 of chapter 364 of Laws of 1864, entitled 'An act to incorporate the Society for the Protection of Destitute Roman Catholic Children, at the city of Buffalo,' with a message informing that they had passed the same, with the following amendments:

Page 2, line 13, engrossed bill, strike out the word "shall," and insert the words "may in his discretion."

Section 8, line 11, strike out the words "or received."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-------------|
| Ackert | W. S. Clark | Howard | Moran | Sherman |
| A. H. Andrew | Cook | Hubbard | Murphy | Skeels |
| Balcom | Cornwall | Humphrey | Nelson | Skillman |
| Bamler | Daily | Irving | Nicholson | C. L. Smith |
| Bennet | Davis | Jacobs | Penfield | L. E. Smith |
| Bergen | Dayton | Jones | Pond | Starr |
| Bradstreet | Flach | Keady | Prince | Sullard |
| Bristol | J. L. Flagg | Kiernan | Purdy | Tarbox |
| Brush | F. H. Flagge | Kinney | Raber | Topliff |
| D. Burns | Frear | Lasher | Ray | Trainer |
| Button | Furman | Little | A. Richardson | Weed |
| Cady | Galvin | Loughran | S. Richardson | Wellington |
| Cameron | Gifford | Lonsbury | Rider | Wells |

| | | | | |
|----------|---------|----------|---------|-------------|
| Campbell | Gleason | Mann | Riley | Williams |
| Chapman | Guigon | McKiever | Sargent | A. I. Wood |
| Chism | Halsey | Miller | Selkreg | F. H. Woods |
| G. Clark | Hartman | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to provide for the construction of an iron bridge over the Cayuga and Seneca canal, in the village of Seneca Falls," with a message informing that they had passed the same, with the following amendment:

Amend section 2 by adding at the end thereof the following:

"Provided, however, that the Auditor shall deduct the estimated cost of putting the old bridge in repair from the cost of the bridge to be constructed, and shall take the amount so deducted from the moneys due the repair contractor on that section, by virtue of the terms of his contract."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Ackert | Cook | Hubbard | Murphy | Skeels |
| A. H. Andrew | Cornwall | Humphrey | Nelson | Skillman |
| Balcom | Daily | Irving | Nicholson | C. L. Smith |
| Bamler | Davis | Jacobs | Penfield | L. E. Smith |
| Bennet | Dayton | Jones | Pond | Speaker |
| Bergen | Flach | Keady | Prince | Stannard |
| Bradstreet | J. L. Flagg | Kiernan | Purdy | Starr |
| Bristol | F. H. Flagg | Kinney | Raber | Sullard |
| Brush | Frear | Lasher | Ray | Tarbox |
| D. Burns | Furman | Little | A. Richardson | Trainer |
| Button | Galvin | Loughran | S. Richardson | Weed |
| Cameron | Gifford | Lounsbury | Rider | Wellington |
| Campbell | Gleason | Mann | Riley | Wells |
| Chapman | Guigon | McKiever | Sargent | Williams |
| Chism | Halsey | Miller | Selkreg | A. I. Wood |
| G. Clark | Hartman | Moran | Sherman | F. H. Woods |
| W. S. Clark | Howard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act for the better protection of the mechanics of this State by regulating the use of convict labor in the several State prisons," with a message informing that they had passed the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

"SECTION 1. The contract heretofore awarded and executed at Sing Sing prison for printing, stereotyping and electrotyping is hereby abrogated and annulled, upon James B. Swain and Francis B. Fisher, parties of the second part to said contract, or their assigns, consenting, in writing and filing their consent in the office of the Comptroller, to such abrogation; and upon their application, and upon notice to the State Prison Inspectors, or either of them, the Supreme Court, at any special or general term thereof, in the second judicial district, shall appoint three commissioners to determine whether the parties to such contract,

or any of them, have any just or equitable claim against the State by reason of such abrogation; and if so, the amount thereof. And the award of said commissioners shall be subject to review by the court at any special or general term thereof in said district, and the amount of such award, when confirmed by the court and notice thereof filed in the office of the Comptroller, shall be forthwith paid said parties or their assigns, on the warrant of the Comptroller of the State, out of any money in the State treasury not otherwise appropriated, provided that the consent to such abrogation shall not be construed as a waiver to any claim the said parties may have against the State by reason of such abrogation, nor be deemed conclusive against any claims for damages of said parties until the amount of such award shall have been paid them; and hereafter no contract for printing in any of its branches shall be renewed, nor shall any such contract hereafter be made in any of the prisons of this State. Such commissioners shall receive for their services ten dollars per day, to be paid by the Comptroller upon the order of the court, out of any moneys in the treasury not otherwise appropriated.

"§ 2. This act shall take effect immediately."

Amend the title so as to read as follows:

"An act in relation to the printing contract entered into for printing at Sing Sing prison with James B. Swain and Francis B. Fisher."

The amendment having been read,

Mr. Little moved that said bill be recommitted to the committee on ways and means.

Mr. Selkreg moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Little, and it was determined in the negative.

{ AYES 11 }
{ NOES 65 }

Those who voted in the affirmative, were

| | | | | |
|---------|---------------|---------|-------|-------------|
| Chapman | Prince | Sherman | Starr | Williams |
| Dayton | A. Richardson | Speaker | Weed | F. H. Woods |
| Little | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|--------------|----------|---------------|-------------|
| Ackert | Chism | Howard | Miller | Skeels |
| A. H. Andrew | G. Clark | Hubbard | Moran | Skillman |
| Balcom | W. S. Clark | Humphrey | Murphy | C. L. Smith |
| Bamler | Cook | Irving | Nelson | L. E. Smith |
| Bennet | Cornwall | Jacobs | Penfield | Stannard |
| Bergen | Daily | Jones | Pond | Stevens |
| Bradstreet | Flach | Keady | Purdy | Sullard |
| Brush | F. H. Flagge | Kiernan | Raber | Tarbox |
| D. Burns | Frear | Kinney | Ray | Topliff |
| Button | Galvin | Laaser | S. Richardson | Trainer |
| Cady | Gifford | Loughran | Rider | Wells |
| Cameron | Guilgou | Mann | Riley | Wiley |
| Campbell | Hartman | McKiever | Selkreg | A. I. Wood |

Mr. Speaker announced the question to be on concurring with said amendment.

Mr. Murphy moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would concur in

said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 7 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|---------------|-------------|
| Ackert | G. Clark | Guigon | Murphy | C. L. Smith |
| A. H. Andrew | W. S. Clark | Halsey | Nelson | L. E. Smith |
| Balcom | Cook | Hartman | Nicholson | Speaker |
| Bamler | Cornwall | Hubbard | Penfield | Stamard |
| Bonnet | Daily | Humphrey | Pond | Starr |
| Bergen | Davis | Jacobs | Purdy | Sullard |
| Bradstreet | Dayton | Jones | Raber | Sumner |
| Bristol | Flach | Keady | Ray | Topliff |
| Brush | J. L. Flagg | Kiernan | S. Richardson | Trainer |
| D. Burns | F. H. Flagg | Kinney | Rider | Wellington |
| Button | Frear | Lasher | Riley | Wells |
| Cady | Furman | Mann | Selkreg | Wiley |
| Cameron | Galvin | McKiever | Sherman | A. I. Wood |
| Campbell | Gifford | Miller | Skeels | F. H. Woods |
| Chism | Gleason | Moran | Skillman | |

Those who voted in the negative, were

| | | | | |
|---------|-----------|---------------|--------|----------|
| Chapman | Lounsbury | A. Richardson | Tarbox | Williams |
| Little | Prince | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861, as subsequently amended," with a message informing that they had passed the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

"SECTION 1. Section 85 of the act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861, as subsequently amended, is hereby amended to read as follows:

"For the purpose of paying such expenses the common council shall raise annually such sums as shall be estimated and reported by the finance committee as necessary, in the manner hereafter provided. The finance committee may at any time require from the chairman of the several committees of the common council, and it shall be his duty to furnish to said committee, and in such form as they shall require, full and particular estimates of the amounts needed by the various funds and departments in their charge, and especially for lighting the city, for the support of the police department, for the general contingent expenses of the city, for the fire department, for the construction and repair of streets, alleys, lanes and bridges, for the support and relief of the poor, for procuring a supply of water for extinguishing fires and for use in the public buildigs, fountains and reservoirs of said city, and for the cleaning the sewers thereof, for the maintenance and improvement of public parks and squares, to defray the expenses of the board of health, and for the repair of sewers, and for all other necessary expenses of said city during the next fiscal year. They shall prepare and, on or before the first regular meeting of said common council in May of each year, they shall present to said council a statement in detail of the several sums which will be needed for said funds and to meet the expenses of the year for all proper municipal purposes, and showing what sums

will be, in their opinion, necessary to be raised for other specific purposes. The common council may alter or amend such statement in their discretion, but not so that the aggregate amount to be raised shall exceed that so reported to them by the finance committee, unless such increase be made by a vote of two-thirds of all the members elect, subject to the approval of the mayor. They shall cause such estimates, as amended, to be published for six successive days in the official newspapers of said city before finally determining the amount of the general tax, which must be determined by the first regular meeting in June in each year. A vote of a majority of all the members of the council shall be necessary to fix such amount, and the statement as finally adopted shall be entered at large on the minutes.

"The said common council shall also raise annually by tax, with the general taxes of said city, an amount sufficient to pay interest upon all the bonds issued by the said city, and also all the principal or instalments of principal of said bonds falling due within the then current fiscal year, for the payment of which provision shall not be otherwise made, in pursuance of the provisions of this act. In addition to the sum authorized to be raised in each year for the construction and repairs of highways, the common council are hereby authorized to raise by tax in said city annually a sum not exceeding three thousand three hundred dollars, for the purpose of cleansing and keeping in repair the following avenues, or such of them as have been or may hereafter be permanently improved between the points indicated: North street, from Main street to the railroad; New Main street, from Scio street to the city line; East avenue, from Main street to the city line; Monroe street, from Clinton street to Alexander street; Mount Hope avenue, from the Erie canal to Mount Hope Cemetery entrance; West avenue, from the Erie canal to the city line; Lyell street, from State street to the city line; Lake avenue, from Lyell street to McCracken street; Plymouth avenue, from the Genesee Valley canal to the city line; South avenue, from the Erie canal to the city line; North St. Paul street, from the railroad to Scranton street; and a further sum, not exceeding two hundred dollars, for the purpose of cleaning and keeping in repair North St. Paul street, from Scranton street to the city line. But no more than three hundred dollars for each of said streets or avenues shall be raised, nor more than two hundred dollars upon North St. Paul street, from Scranton street to the city line, in any one year. The common council shall annually, at the time of the appointment of the city officers, and as often as a vacancy shall occur, appoint one commissioner for each of the aforesaid streets and avenues, and also one commissioner for North St. Paul street, from Scranton street to the city line, who shall at the time of his appointment be a resident and a tax-payer on the street or avenue for which he is appointed, who shall possess the same power over the street or avenue for which he was appointed, subject to the directions and instructions of the common council, that the street superintendent has over other streets in the city, and who shall, without pay or reward, superintend the cleaning to be done and the repairs to be made on said streets or avenues, the expenditure of the money to be raised therefor, and in all cases shall keep and furnish a just and true account under oath of the several items of expenditure. No member of the common council shall vote for the payment of any money out of any of the general funds herein named, or out of any other fund in the city treasury, knowing that such fund is without money to pay the same; and any person violating this provision shall be guilty of a misdemeanor, and upon

conviction thereof shall be fined not less than fifty dollars nor more than one hundred dollars, and be imprisoned in the Monroe county penitentiary for the period of ten days; and the district attorney of the county of Monroe is hereby specially directed, and it shall be his duty, to prosecute all persons violating this provision upon the complaint of any tax-payer of said city. The surplus money remaining in any general fund at the end of the fiscal year, shall be placed to the credit of the sinking fund of said city, except the fund for keeping in repair and cleaning the above-mentioned avenues. In case the sums above mentioned, or any of them, shall prove insufficient for the purposes for which the same were raised, then the common council shall have power in the month of January in each year, by a vote of three-quarters of all the members elect, subject to the approval of the mayor, to provide for borrowing, upon the credit of the city, so much money as may be deemed necessary to supply such deficiency, and the amount so borrowed shall be assessed and collected as part of the city taxes of the ensuing year, in addition to the other sums above provided for.

"§ 2. Section 87 of said act is hereby amended to read as follows:

"The annual assessment of property in said city shall be made by the assessors thereof by the second Tuesday of April in each year, who shall enter the assessments for each ward in a separate book provided for that purpose. Immediately after such assessments shall have been completed, the said assessors shall determine the time and place when they will first meet to hear the allegations and objections of all persons interested in said assessments, of which at least ten days' previous notice shall be given by publication in all the daily newspapers published in said city. At the time and place designated in said notice, and for twenty consecutive days thereafter, exclusive of Sunday, the assessors shall meet and hear such allegations and objections, and the assessment books shall then be open to the examination and inspection of all parties interested. The said assessors shall amend and correct such assessments as they shall deem proper. When completed the said assessment books shall be certified and sworn to by said assessors, or a majority of them, and shall be delivered to the clerk of the city on or before the fifteenth day of June in each year, who shall report the same to the common council of said city at its next meeting.

"The assessors shall make and certify a correct copy of said assessment book, to be delivered to the supervisors of the several wards or election districts respectively, for the use of the board of supervisors of Monroe county, on or before the first day of October in each year, to be by them presented to the board of supervisors of Monroe county as the ward rolls of the city.

"The board of supervisors shall pay to said assessors for the copy for their use in the same manner as paid to the supervisors of the several towns for the town rolls.

"The said assessors are hereby directed to make such additional amendments and corrections in said assessment rolls as to the names of the actual owners or occupants of real estate therein assessed as they shall deem proper, at any time before the first day of October in each year.

"§ 3. Section 89 of said act is amended so as to read as follows:

"The common council shall, during the month of June in each year, assess the city taxes in the same manner in which the county taxes are by law to be assessed by the boards of supervisors, which taxes shall be inserted in the assessment rolls reported by the assessors, as before provided, by said assessors; and such rolls, with the taxes inserted

therein, shall be delivered by said assessors to the treasurer of said city. After said assessment rolls have been confirmed by the common council it shall not be lawful for said council to hear complaints or allegations from persons assessed thereon who may claim any exemption from taxation in any way, under any law of the State of New York relating to the National guard or military of said State, but as to all such persons such confirmation shall be final and conclusive.

"§ 4. Section 116 of said act is hereby amended by adding thereto as follows:

"But no lease or conveyance of such lands, or any part thereof, shall be executed by the mayor, or any person discharging the duties of the office of mayor, until all city taxes and assessments upon such lands shall have been paid."

"§ 5. Subdivision 6 of section 140 of said act is hereby amended as follows:

"6. The amount to be raised for teachers' wages and contingent expenses in any one year shall not be less than one dollar nor more than three dollars for every scholar over the age of five years and under the age of twenty-one years, within said city, according to the preceding annual enumeration directed to be made by section 142 of the city charter; nor shall the amount to be raised in any one year to lease, alter, improve and repair school houses, and their out-houses and appurtenances, exceed five thousand dollars. Nor shall the amount to be raised in any one year, to purchase and improve sites, and build or enlarge school houses, exceed fifteen thousand dollars, and the common council of said city are authorized and directed, when necessary, to raise by loan in anticipation of taxes, the money to be raised, collected and levied as aforesaid."

Amend the title so as to read as follows:

"An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the city of Rochester,' passed April 8, 1861, concerning the annual taxes, extending the assessment rolls, and conveyances by the city."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | W. S. Clark | Howard | Moran | Skeels |
| A. H. Andrew | Cook | Hubbard | Murphy | Skillman |
| Balcom | Cornwall | Humphrey | Nelson | C. L. Smith |
| Bamler | Daily | Irving | Nicholson | L. E. Smith |
| Bennet | Davis | Jacobs | Penfield | Speaker |
| Bergen | Dayton | Jones | Pond | Stannard |
| Bradstreet | Flach | Keady | Prince | Starr |
| Bristol | J. L. Flagg | Kiernan | Purdy | Sullard |
| Brush | F. H. Flagge | Kinney | Raber | Tarbox |
| Buel | Frear | Lasher | Ray | Topliff |
| D. Burns | Furman | Little | A. Richardson | Trainer |
| Button | Galvin | Loughran | S. Richardson | Weed |
| Cameron | Gifford | Lounsbury | Rider | Wellington |
| Campbell | Gleason | Mann | Riley | Wells |
| Chapman | Guigou | McKiever | Selkreg | Wiley |
| Chism | Halsey | Miller | Sherman | F. H. Woods |
| G. Clark | Hartman | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to release certain escheated lands to Margaret Zachariassen," with a message informing that they had passed the same, with the following amendment:

Section 2, line 3, engrossed bill, after the word "descent," insert the words "or devisee."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 91 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cook | Humphrey | Nicholson | C. L. Smith |
| A. H. Andrew | Cornwall | Irving | Parshall | L. E. Smith |
| Balcom | Daily | Jacobs | Penfield | Speaker |
| Bamler | Davis | Jones | Place | Stannard |
| Bennet | Dayton | Keady | Pond | Stevens |
| Bergen | Flach | Kiernan | Prince | Sullard |
| Bradstreet | J. L. Flagge | Kinney | Purdy | Sumner |
| Bristol | F. H. Flagge | Lasher | Raber | Tarbox |
| Brush | Frear | Little | Ray | Topliff |
| Buel | Furman | Loughran | A. Richardson | Trainer |
| D. Burns | Galvin | Lounsbury | S. Richardson | Van Valkenburgh |
| Button | Gifford | Mann | Rider | Weed |
| Cady | Gleason | Matthewson | Riley | Wellington |
| Cameron | Guigon | McKiever | Sargent | Wells |
| Campbell | Halsey | Miller | Selkreg | Wiley |
| Chapman | Hartman | Moran | Sherman | Williams |
| Chism | Howard | Murphy | Skeels | A. I. Wood |
| G. Clark | Hubbard | Nelson | Skillman | F. H. Woods |
| W. S. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to regulate the sale of coal in the city of New York," with a message informing that they had passed the same, with the following amendments:

Section 1, line 2, engrossed bill, strike out the word "city," and insert the word "State." Insert before the 4th line the word "knowingly."

Amend the title so as to read as follows:

"An act to regulate the sale of coal."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|-----------|-------------|
| Ackert | W. S. Clark | Hubbard | Murphy | C. L. Smith |
| A. H. Andrew | Cook | Humphrey | Nelson | L. E. Smith |
| Balcom | Cornwall | Irving | Nicholson | Speaker |
| Bamler | Daily | Jacobs | Palmer | Stannard |
| Bennet | Davis | Jones | Penfield | Stevens |
| Bergen | Dayton | Keady | Pond | Sullard |
| Bradstreet | Flach | Kiernan | Prince | Sumner |
| Bristol | F. H. Flagge | Kinney | Purdy | Tarbox |

| | | | | |
|----------|---------|------------|---------------|-------------|
| Brush | Frear | Lasher | Raber | Topliff |
| Buel | Furman | Little | Ray | Trainer |
| D. Burns | Galvin | Loughran | A. Richardson | Wellington |
| Button | Gifford | Mann | Rider | Wells |
| Cady | Gleason | Matthewson | Riley | Williams |
| Cameron | Guilgon | McKiever | Sherman | A. I. Wood |
| Chapman | Halsey | Miller | Skeels | F. H. Woods |
| G. Clark | Hartman | Moran | Skillman | Younglove |

Those who voted in the negative, were

Lounsbury S. Richardson

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act in relation to the transfer of securities deposited by insurance companies with the Superintendent of the Insurance Department," with a message informing that they had passed the same, with the following amendments:

Insert as section 5 the following:

"§ 5. The annual salary of the Superintendent of the Insurance Department, from and after the first day of January last, is hereby increased in the sum of two thousand dollars per annum, payable quarterly, in the usual manner, out of the funds of said Department. The fees for filing the annual statements of all marine and life insurance companies transacting business in this State, are hereby fixed at fifty dollars each."

Change section 5 to section 6.

Amend the title by adding thereto the following: "And to amend the act entitled 'An act to establish an Insurance Department,' passed April 15, 1859."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | W. S. Clark | Irving | Nicholson | C. L. Smith |
| A. H. Andrew | Cook | Jacobs | Palmer | L. E. Smith |
| Balcom | Cornwall | Jones | Penfield | Speaker |
| Bamler | Daily | Keady | Pond | Stannard |
| Bennet | Davis | Kiernan | Prince | Stevens |
| Bergen | Flach | Kinney | Purdy | Sullard |
| Bradstreet | J. L. Flagg | Lasher | Raber | Sumner |
| Bristol | F. H. Flagge | Little | Ranney | Tarbox |
| Brush | Frear | Loughran | Ray | Topliff |
| Buel | Furman | Lounsbury | A. Richardson | Trainer |
| D. Burns | Galvin | Mann | S. Richardson | Wellington |
| Button | Gifford | McKiever | Rider | Wells |
| Cady | Gleason | Miller | Riley | Wiley |
| Cameron | Halsey | Moran | Sherman | A. I. Wood |
| Chapman | Hartman | Murphy | Skeels | F. H. Woods |
| Chism | Hubbard | Nelson | Skillman | Younglove |
| G. Clark | Humphrey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to incorporate the Mutual Savings Bank of Brooklyn,' passed

April 24, 1878," with a message informing that they had passed the same, with the following amendment:

Section 1, line 5, engrossed bill, after the word "words," insert the words "Atlantic street or avenue, or Flatbush avenue, in the."

By unanimous consent, on motion of Mr. Keady, said bill was laid upon the table.

The Senate returned the bill entitled "An act to authorize the towns of Mayfield and Northampton, in the county of Fulton, and the towns of Hope, Benson, Wells and Lake Pleasant, in the county of Hamilton, to issue bonds and subscribe and take, for said towns, capital stock in the Gloversville, Mayfield and Northville Railroad Company," with a message informing that they had passed the same, with the following amendments:

Section 2, line 11, after the word "exceeding," insert the word "twenty." Lines 17, 20 and 25, strike out the word "resident."

Section 3, line 2, strike out the word "resident." Line 14, strike out the words "savings bank."

Section 5, line 4, strike out the word "resident." Line 14, after the word "in," insert the words "the Stato paper and in." Insert at the end of line 24 the word "by."

Section 8, line 7, after the word "otherwise," insert the words "and upon an order to show cause." Strike out sections 9, 10 and 11, and change numbers of subsequent sections to correspond.

Section 10, as changed, line 10, after the word "intended," insert the words "and of stockholders representing a majority of the stock of this company."

Section 12 (new number), line 7, strike out the word "one," and insert the word "five."

Section 13 (new number), line 3, strike out the word "forty-two," and insert the word "fifty."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|-----------|---------------|-------------|
| Ackert | Cornwall | Hubbard | Nelson | Skillman |
| Balcom | Daily | Humphrey | Nicholson | C. L. Smith |
| Bamler | Davis | Irving | Palmer | L. E. Smith |
| Bennet | Dayton | Jacobs | Penfield | Speaker |
| Bergen | Flach | Jones | Pond | Stannard |
| Bradstreet | J. L. Flagg | Keady | Prince | Stevens |
| Bristol | F. H. Flagg | Kiernan | Purdy | Sullard |
| Brush | Frear | Kinney | Raber | Sumner |
| Buel | Furman | Lasher | Ranney | Topliff |
| D. Burns | Galvin | Loughran | Ray | Trainer |
| Button | Gifford | Lounsbury | A. Richardson | Weed |
| Oady | Gleason | Mann | S. Richardson | Wellington |
| Cameron | Guigon | McKiever | Rider | Wells |
| Chism | Halsey | Miller | Riley | Wiley |
| W. S. Clark | Hartman | Moran | Sherman | Williams |
| Cook | Howard | Murphy | Skeels | F. H. Woods |

Those who voted in the negative, were

| | | | |
|----------|--------|---------|------------|
| G. Clark | Little | Selkreg | A. I. Wood |
|----------|--------|---------|------------|

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to divide the Ninth ward and to create a new ward in the city of Brooklyn," with a message informing that they had passed the same, with the following amendment:

Strike out all after the enacting clause and insert the following:

"SECTION 1. The Ninth ward of the city of Brooklyn shall comprise the following district, viz: Beginning at a point formed by the intersection of the middle lines of Flatbush and Atlantic avenues; running thence in a southerly direction along the middle line of Flatbush avenue to the city line; thence along the city line in an easterly direction to the middle line of Atlantic avenue; thence westerly along the middle line of Atlantic avenue to the place or point of beginning.

"§ 2. The Twenty-first ward of the city of Brooklyn shall comprise the following district, viz: Beginning at a point formed by the intersection of the middle line of Bedford avenue and Clove place; running thence along the middle line of Clove place to its intersection with the middle line of Bedford avenue; thence northerly along the middle line of Bedford avenue to the middle line of Flushing avenue; thence easterly along the middle line of Flushing avenue to the middle line of Broadway; thence southerly along the middle line of Broadway to the city line; thence westerly along the city line to the middle line of Atlantic avenue; thence in a westerly direction along the middle line of Atlantic avenue to the place or point of beginning.

"§ 3. All officers now elected or appointed in the Ninth ward of said city of Brooklyn shall continue such officers during the terms respectively for which they were elected or appointed until the time of the next general election in said city for municipal officers; and it shall be the duty of the common council, immediately on the passage of this act, to divide the said Ninth ward and the said Twenty-first ward, as hereby constituted, into as many election districts as the said common council shall deem proper in accordance with the statutes for that purpose.

"§ 4. An election shall be held in and for the Twenty-first ward at the next general election held in said city, at which election there shall be elected for said ward one alderman, who shall hold his office for one year from the first day of January, 1869; one supervisor and one constable.

"§ 5. Until the officers named in the fourth section of this act shall have been elected in said Twenty-first ward and duly qualified, the officers already elected for said Ninth ward shall continue to perform the duties of their respective offices, as if its division provided for in this act had not been made.

"§ 6. All the provisions of law relating to the several wards of the city of Brooklyn shall, so far as may be applicable, apply to the said Twenty-first ward hereby created, and all laws now in force regulating the election of charter officers in said city of Brooklyn, and the canvass, estimates and returns of votes, shall apply to all elections to be held in and for the said Twenty-first ward.

"§ 7. The said Twenty-first ward, hereby created, shall continue to form a part of the Second Congressional district of the State, and shall continue to form a part of the Third Senatorial district of the State, and shall continue to form a part of the Ninth Assembly district of the county of Kings.

"§ 8. This act shall take effect immediately."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the

same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 85 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|---------------|-------------|
| Ackert | Cook | Hubbard | Nelson | Skillman |
| A. H. Andrew | Cornwall | Humphrey | Nicholson | C. L. Smith |
| Balcom | Daily | Irving | Palmer | L. E. Smith |
| Bamler | Davis | Jacobs | Penfield | Speaker |
| Bennet | Dayton | Jones | Pond | Stannard |
| Bergen | Flach | Keady | Prince | Stevens |
| Bradstreet | J. L. Flagg | Kiernan | Purdy | Sullard |
| Bristol | F. H. Flagg | Kinney | Raber | Sumner |
| Brush | Frear | Lasher | Ranney | Tarbox |
| Buel | Furman | Little | Ray | Topliff |
| D. Burns | Galvin | Loughran | A. Richardson | Trainer |
| Button | Gifford | Lounsbury | S. Richardson | Wellington |
| Cady | Gleason | Mann | Rider | Wells |
| Cameron | Guigou | McKiever | Riley | Wiley |
| Chapman | Halsey | Miller | Selkreg | Williams |
| G. Clark | Hartman | Moran | Sherman | A. I. Wood |
| W. S. Clark | Howard | Murphy | Skeels | F. H. Woods |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to incorporate a seminary of education, under the name of the Clifton Springs Female Seminary," with a message informing that they had passed the same, with the following amendment:

Section 1, line 3, engrossed bill, after the word "constituted," insert the words "a corporation."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 75 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|---------------|-------------|
| Ackert | Cook | Hubbard | Murphy | Skeels |
| A. H. Andrew | Cornwall | Humphrey | Nelson | Skillman |
| Balcom | Daily | Irving | Nicholson | C. L. Smith |
| Bamler | Davis | Jacobs | Palmer | L. E. Smith |
| Bennet | Flach | Jones | Prince | Speaker |
| Bergen | J. L. Flagg | Keady | Purdy | Starr |
| Bradstreet | F. H. Flagg | Kiernan | Raber | Sullard |
| Bristol | Frear | Kinney | Ranney | Tarbox |
| Brush | Furman | Lasher | Ray | Topliff |
| Buel | Galvin | Little | A. Richardson | Trainer |
| D. Burns | Gifford | Loughran | S. Richardson | Wellington |
| Cady | Gleason | Mann | Rider | Wells |
| Cameron | Guigou | McKiever | Riley | A. I. Wood |
| G. Clark | Hartman | Miller | Selkreg | F. H. Woods |
| W. S. Clark | Howard | Moran | Sherman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to incorporate the Ten-

tonia Savings Bank of the city of New York," with a message informing that they had passed the same, with the following amendments:

Section 1, line 1, strike out the name "Nicholas Seagrist." Line 2, strike out the name "Frederick Sigrist." Line 6, strike out the name "Janson," and insert the name "Jaulzee," and insert after said name the following: "Charles Merz, John Otto, Michael Hahn, Jacob J. Guentzer, Anthony Hartman."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|---------------|-------------|
| Ackert | W. S. Clark | Hartman | Nicholson | C. L. Smith |
| A. H. Andrew | Cook | Humphrey | Palmer | L. E. Smith |
| Balcom | Cornwall | Jacobs | Pond | Starr |
| Bamler | Daily | Jones | Prince | Stevens |
| Bennet | Davis | Keady | Purdy | Sullard |
| Bergen | Dayton | Kiernan | Ranney | Tarbox |
| Bradstreet | Flach | Lasher | Ray | Topliff |
| Bristol | J. L. Flagg | Little | A. Richardson | Trainer |
| Brush | F. H. Flagg | Loughran | S. Richardson | Wellington |
| Buel | Frear | Mann | Rider | Wells |
| D. Burns | Furman | McKiever | Riley | Wiley |
| Button | Galvin | Miller | Selkreg | Williams |
| Cameron | Gifford | Moran | Sherman | F. H. Woods |
| Chapman | Gleason | Murphy | Skeels | Younglove |
| G. Clark | Guigou | Nelson | Skillman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to close a portion of Old Bushwick road or avenue, from Grand street to Marshall street, in the city of Brooklyn," with a message informing that they had passed the same, with the following amendments:

Insert at the beginning of line 1, section 1, the following: "Upon the consent of the owner of land hereinafter mentioned, signified in writing, and recorded in the office of the register of the county of Kings."

Same section, line 4, engrossed bill, strike out the word "hereby."

On motion of Mr. Raber, said bill was laid on the table.

The Senate returned the bill entitled "An act to authorize towns in the counties of St. Lawrence and Franklin, to issue bonds and take stock in any company that shall be legally organized within five years after the passage of this act, for the purpose of building a railroad from Potsdam Junction, St. Lawrence county, north-easterly through or into both of said counties, to some point on the Province line," with a message informing that they had passed the same, with the following amendments:

Section 3, line 12, strike out the words "savings bank."

Strike out section 10, and change numbers of subsequent sections to correspond.

Section 12 (old number), line 9, strike out the word "three," before the word "thousand," and insert the word "five."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the

members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 69 }
{ NOES 13 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | Cook | Hubbard | Nicholson | Steels |
| A. H. Andrew | Cornwall | Humphrey | Palmer | Skiffman |
| Balcom | Daily | Irving | Penfield | C. L. Smith |
| Bamler | Dayton | Jacobs | Pond | Speaker |
| Bennet | Flach | Jones | Prince | Stannard |
| Bergen | J. L. Flagg | Kiernan | Purdy | Sumner |
| Bradstreet | F. H. Flagge | Kinney | Raber | Topliff |
| Bristol | Frear | Lasher | Ranney | Trainer |
| Brush | Furman | Lounsbury | Ray | Wellington |
| Buel | Galvin | Mann | A. Richardson | Wiley |
| D. Burns | Gleason | Miller | S. Richardson | Williams |
| Button | Gulgon | Moran | Rider | F. H. Woods |
| Cady | Halsey | Murphy | Riley | Younglove |
| Chism | Howard | Nelson | Sherman | |

Those who voted in the negative, were

| | | | | |
|----------|---------|----------|---------|------------|
| Cameron | Davis | Keady | Selkreg | Wells |
| Chapman | Gifford | Little | Stevens | A. I. Wood |
| G. Clark | Hartman | McKiever | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to incorporate the Sixth Avenue Savings Bank of the city of New York," with a message informing that they had passed the same with the following amendment:

Strike out all of said bill and substitute in lieu thereof the following:

"AN ACT to incorporate the Bowling Green Savings' Bank of the city of New York.

"The People of the State of New York, represented in Senate and Assembly, do enact as follows:

"SECTION 1. Gideon J. Tucker, James Kelly, A. C. Benedict, James Pyle, David Banks, jr., William K. O'Brien, John C. Mills, Nicholas Geffroy, Charles Newcomb, Henry Smith, Thomas J. Barr, Elliot A. Woodward, John J. Bergen, James McGowan, Reeves E. Selma, A. F. Ball, W. A. Wilson, Eugene S. Doughty, Francis B. Fisher, Joseph E. Skaden, Edgar McMullen, and their successors, shall be and they are hereby constituted a body corporate and politic, 'by the name of the 'Bowling Green Savings' Bank of the city of New York,' and 'by that name to have perpetual succession, and to sue and be sued in all courts of this State, and to be located within two blocks of Bowling Green, in the city of New York.

"§ 2. The real estate it shall be lawful for the said corporation to purchase, hold and convey shall be—

"1. Such as may be requisite for its immediate accommodation in the convenient transaction of its business.

"2. Such as shall have been mortgaged to it in good faith for money loaned, in pursuance of the provisions of this act.

"3. Such as shall have been purchased at sales upon judgments or decrees obtained or rendered for money so loaned, or to secure any debt owing to such corporation; and the said corporation shall not purchase, hold or convey real estate in any other case, or for any other purpose; and all such real estate as is described in the second and third sub-

divisions of this section shall be sold by the said corporation within five years after the same shall be vested in it by purchase or otherwise; and the said corporation shall not directly or indirectly deal or trade in, buy or sell any goods, wares or merchandise whatever, except in the cases where it is authorized to do so by the terms of this act, and except such personal property as may be requisite and desirable for the convenient transaction of its business.

"§ 3. The trustees of said corporation shall not, as such, directly or indirectly receive any pay or emolument for their services; but it shall be lawful for the said trustees to pay the president and secretary thereof such compensation for their services as shall, in their opinion, be reasonable; provided that no person be elected or remain such president or secretary whose professional or other engagements shall prevent his regular and daily attendance to the duties of his office.

"§ 4. The business of the said corporation shall be managed and directed by said board of trustees, consisting of not less than ten nor more than twenty-five, who shall elect from their number a president and two vice-presidents. Five of the said trustees, of whom the president or one of the vice-presidents shall be one, shall form a quorum for the transaction of business; and the affirmative vote of at least five members of the board shall be requisite in making any order for or authorizing the investment of any money, or the sale or transfer of any stock or securities belonging to the corporation. A majority of all trustees shall be required for the appointment of any officer receiving any salary therefrom.

"§ 5. The persons named in the first section of this act, or their assigns, shall be the first trustees of said corporation, and all vacancies by death or otherwise, except by assignment, shall be filled by the board by ballot without unnecessary delay, and at least six votes shall be necessary for the election of any trustee. The said trustees shall hold a regular meeting, at least once in each month, to receive the reports of their officers as to the business and affairs of the corporation, and to transact such business as may be necessary; and any trustee omitting to attend the regular meetings for four successive months may thereupon, at the option of the said board, be considered as having vacated his place, and a successor may be elected to fill the same. The Supreme Court may at any time, for due cause, remove any trustee on proper notice to such trustee and affording him an opportunity to be heard.

"§ 6. The general object and business of the corporation hereby created shall be to receive on deposit such sums of money as may, from time to time, be offered therefor to invest such moneys as may be deposited with them in trust or for safe keeping in, or loan the same upon the security of stocks of this State or of the United States, or any stocks or securities for the redemption or payment of which the faith of any State in the Union shall be pledged, or in the public debt, stocks or bonds of any city or county in this State which shall have been authorized by the Legislature of this State to issue such stock or bonds, or in such other manner as is authorized by this act, for the use, interest and advantage of the said depositors or their legal representatives; and the said corporation shall receive on deposit all sums of money which may be offered for safe keeping or for the purpose of being invested as aforesaid, which money shall, as soon as practicable, be invested accordingly, and shall be repaid to such depositor at such times and with such interest and under such regulations as the board of trustees shall, from time to time, prescribe, which regulations shall be put up in some public and conspicuous place in the room where the business of the said corporation

shall be transacted, and shall be printed on the pass books of the depositors, and shall be binding on such depositor, but shall not be altered so as to affect any deposit previously made. No president, vice-president, trustee officer or servant of said corporation shall, directly or indirectly, borrow the funds of said corporation or its deposits, or in any manner use the same or any part thereof, except to pay necessary current expenses, under the direction of said board of trustees. All certificates or other evidence of deposits, made by the proper officers of said corporation, shall be as binding on said corporation as if made under its common seal. It shall be lawful for the trustees of the said corporation to classify the depositors, and to regulate and fix the rate of interest to be paid to each class of depositors, so that each depositor shall receive a ratable proportion of interest with all others of the same class. The said corporation is hereby authorized, after deducting all necessary expenses and paying the usual interest to depositors, to accumulate gradually, and to hold invested in like manner as is authorized by this act, a surplus fund, not exceeding twenty per cent. on the amount of deposits therein, to meet any contingency of loss in its business; and thereafter, at each annual examination of the affairs of said corporation, any excess over and above such surplus, whenever the same shall amount to twenty thousand dollars, shall be divided ratably among the depositors in such manner as the board of trustees shall direct. No money deposited in the said savings institution shall be invested except in the securities and stocks mentioned in this section, or on bonds and mortgages of unincumbered real estate, worth at least double the amount of the loan to be secured thereby. In all cases of loans upon the public stocks or securities of the United States, or of the State of New York, or of the city and county of New York, under the provisions of the first section of this act, the same may be made upon a margin of ten per cent. upon the actual cash market value of the said stocks or securities at the time of making such loan; and no loan shall be made or permitted to remain thereon for a larger amount. In all cases of loans upon any other stocks or securities, the same may be made upon a margin of twenty-five per cent. upon the actual cash market value of such other stocks and securities at the time of making such loan thereon, and no loan shall be made or permitted to remain thereon for a larger amount. In all cases of loans upon real estate, a sufficient bond, or other satisfactory personal security, shall be required of the borrower, and all the expenses of searches, examinations and certificates of title; and of drawing, perfecting and recording papers, shall be paid by the borrower. And it shall be the duty of the trustees of such corporation to invest, as soon as practicable, in the public stocks or securities mentioned in this section, or on bond and mortgages, as provided in this act, all sums received by them beyond an available fund, which the said trustees may, in their discretion, keep to meet the current payments of said corporation, and which may be by them kept on deposit, on interest or otherwise, in such available form as the trustees may direct.

"§ 7. The board of trustees of said corporation shall have power from time to time to make, constitute, ordain and establish such by-laws, rules and regulations as they shall judge proper for the election of their officers, for prescribing their respective functions, and the mode of discharging the same; for the regulation of the times of meeting of the officers and trustees, and generally for transacting, managing and directing the affairs of the corporation, provided such by-laws, rules and regulations are not repugnant to this act, to the laws or Constitution of this State or of the United States.

"§ 8. The board of trustees may appoint such subordinate officers and agents of the said corporation as they shall deem necessary, who shall respectively give such security for their fidelity and good conduct as the board of trustees may from time to time fix the salaries of such officers and agents.

"§ 9. The said corporation shall, in every year hereafter, make a report to the Superintendent of the Banking Department of this State, as required by law, of all its transactions in the capacity of a savings institution.

"§ 10. The books of the said savings institution shall, at all times during their business hours, be open for inspection and examination to the Superintendent of the Banking Department of this State, and such other persons as the Legislature shall designate or appoint as their agents for that purpose. Whenever any agent shall be appointed to make any such examination, he shall be paid for his services by such savings institution such sum as the superintendent shall certify to be reasonable and just.

"§ 11. In all actions in any court in this State against the said corporation, by a husband to recover for moneys deposited by his wife in her own name, or as her own money, the wife may be examined and testify as a witness in like manner as if she were an unmarried woman. Whenever any deposit shall be made by any minor, the trustees of the said corporation may, at their discretion, pay to such depositor such sums as may be due him or her, although no guardian shall have been appointed for such minor, or the guardian of such minor shall not have authorized the same; and the check, receipt or acquittance of such minor shall be as valid as if the same was executed by the guardian of such minor, or the said minor was of full age, if such deposit was made personally by the said minor; and when any deposit shall be made by any female, being or hereafter becoming a married woman, the said corporation shall pay to such last mentioned depositor such sum as shall be due to her, and her check, receipt or acquittance shall be a sufficient discharge to said corporation.

"§ 12. The misnomer of said corporation in any instrument shall not vitiate or impair the same, if it be sufficiently described to ascertain the intention of the parties.

"§ 13. The Supreme Court may, at any time, on the application of any trustee or depositor in said savings institution, and on reasonable cause shown therefor to the satisfaction of said court, appoint one or more persons to examine into the investments of said savings institution and its affairs and business generally. The books, papers and business of said savings institution shall be open and subject to the examination of such person or persons, and the trustees, officers and clerks thereof, or any other person, may be examined, on oath, by such person or persons; and the same court may confer such further powers on the person or persons so appointed as they may consider necessary for the more thorough and perfect examination of the affairs and business of said corporation. The said person or persons so appointed shall report the result of their investigations to the said court, which, if satisfied thereby that any officer, trustee or servant of said corporation has been guilty of any fraud or misconduct, may remove such person or persons, and make such further order and take such further measures for securing the funds and property of said corporation as the said court shall deem expedient.

"§ 14. The corporation hereby created shall be subject to the provisions of the eighteenth chapter of the first part of the Revised Statutes, and all other general laws affecting savings institutions, so far as the

same are applicable; and this act may be repealed, or altered, or amended, at any time hereafter.

"§ 15. This act shall take effect immediately."

The amendment having been read,

Mr. D. Burns moved to refer the same to the committee on banks.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | Cook | Humphrey | Nelson | C. L. Smith |
| A. H. Andrew | Cornwall | Irving | Nicholson | L. E. Smith |
| Balcom | Daily | Jacobs | Palmer | Speaker |
| Bamler | Davis | Jones | Penfield | Stannard |
| Bentley | Eaton | Keady | Pond | Starr |
| Bradstreet | Flach | Kinney | Prince | Sullard |
| Bristol | J. L. Flagg | Little | Raber | Sumner |
| Brush | Frear | Loughran | Ranney | Topliff |
| Buel | Galvin | Lounsbury | Ray | Trainer |
| D. Burns | Gifford | Mann | A. Richardson | Wells |
| Button | Gleason | Matthewson | S. Richardson | Wiley |
| Cady | Guigon | McKiever | Rider | Williams |
| Cameron | Halsey | Miller | Selkreg | A. I. Wood |
| Chism | Hartman | Moran | Sherman | F. H. Woods |
| G. Clark | Hubbard | Murphy | Skeels | Younglove |
| W. S. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend the charter of the National Savings Bank of Buffalo," with a message informing that they had passed the same, with the following amendment:

Section 6, line 5, strike out the word "town."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|---------------|-------------|
| Ackert | Cook | Hubbard | Nelson | Skeels |
| A. H. Andrew | Cornwall | Humphrey | Nicholson | Skillman |
| Balcom | Daily | Irving | Palmer | C. L. Smith |
| Bamler | Davis | Jacobs | Penfield | L. E. Smith |
| Bennet | Dayton | Jones | Pond | Speaker |
| Bergen | Flach | Keady | Prince | Stannard |
| Bradstreet | J. L. Flagg | Kiernan | Purdy | Sullard |
| Bristol | F. H. Flagg | Kinney | Raber | Sumner |
| Brush | Frear | Lasher | Ranney | Tarbox |
| D. Burns | Furman | Little | Ray | Topliff |
| Button | Galvin | Loughran | A. Richardson | Trainer |
| Cady | Gifford | Mann | S. Richardson | Wellington |
| Cameron | Gleason | McKiever | Rider | Wells |
| Chism | Guigon | Miller | Riley | Wiley |
| G. Clark | Hartman | Moran | Selkreg | Williams |
| W. S. Clark | Howard | Murphy | Sherman | F. H. Woods |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to incorporate the Rhinebeck and Rondout Ice Bridge and Passenger Company," with a message informing that they had passed the same, with the following amendments (reference to engrossed bill):

Strike out the letter "T," after the name "Richard," and insert in lieu thereof the letter "J."

Add to the second section as follows: "provided, however, that the said corporation shall not be entitled to use any dock belonging to a private owner, except upon such terms and conditions as may be agreed upon between said corporation and dock owner."

Section 4, line 5, after the word "erected," insert as follows: "or shall receive or exact from any person or persons any money for conveying passengers over the ice."

Insert as section 6 the following:

"§ 6. Nothing contained in this act shall in any way impair or interfere with the rights or privileges of the Rhinebeck and Kingston Ferry Company."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 77 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|---------------|-------------|
| Ackert | Cook | Irving | Nicholson | Skillman |
| A. H. Andrew | Cornwall | Jacobs | Palmer | L. E. Smith |
| Balcom | Dally | Jones | Penfield | Speaker |
| Bamler | Davis | Keady | Pond | Stannard |
| Bennet | Dayton | Kiernan | Prince | Starr |
| Bergen | Flach | Kinney | Purdy | Sullard |
| Bradstreet | J. L. Flagg | Lasher | Raber | Sumner |
| Bristol | F. H. Flagg | Little | Ranney | Topliff |
| Brush | Frear | Loughran | Ray | Trainer |
| Buel | Furman | Mann | S. Richardson | Wellington |
| D. Burns | Gifford | McKiever | Rider | Wells |
| Button | Gleason | Miller | Riley | Williams |
| Cameron | Halsey | Moran | Selkreg | A. I. Wood |
| Chapman | Hartman | Murphy | Sherman | F. H. Woods |
| G. Clark | Hubbard | Nelson | Skeels | Younglove |
| W. S. Clark | Humphrey | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to provide for the transmission of letters, packages and merchandise in the cities of New York and Brooklyn and across the North and East rivers, by means of pneumatic tubes to be constructed beneath the surface of the streets and public places in said cities and under the waters of said rivers," with a message informing that they had passed the same with the following amendments:

Section 1, line 18, engrossed bill, after the word "therein," insert the following: "Provided that the said tubes shall not extend through any vault nor under any sidewalk fronting on private property without the consent of and compensation to the owner of such private property, which shall be ascertained and determined in case the parties cannot agree in the manner provided by chapter 140 of the Laws of 1850, entitled 'An act to authorize the formation of railroad corporations and to regulate the same.' "

Add at the end of section 1 the following: "Provided, further, that the persons hereinbefore named in this section, or their assigns, shall first lay down and construct one line of said pneumatic tubes from the post-office in Nassau street, between Liberty and Cedar streets, in the city of New York, northwardly, not extending above Fourteenth street, which shall be put in successful working operation and continue so for the period of three months, and a certificate to that effect to be made by the postmaster for the time being of the city of New York and the mayor and comptroller of said city, or a majority of them, shall be filed in the office of the Secretary of State, before proceeding to lay down and construct any of their lines of such pneumatic tubes, as hereinbefore authorized."

The amendments having been read,

Mr. Murphy moved to lay the same on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

Mr. Speaker then put the question, whether the House would concur in said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Cook | Irving | Nicholson | Speaker |
| A. H. Andrew | Cornwall | Jacobs | Penfield | Stannard |
| Balcom | Dally | Jones | Pond | Sullard |
| Bamler | Davis | Keady | Raber | Sumner |
| Bergen | Eaton | Kiernan | Ray | Tarbox |
| Bradstreet | J. L. Flag | Kinney | A. Richardson | Topliff |
| Bristol | F. H. Flagge | Lasher | S. Richardson | Trainer |
| Brush | Frear | Little | Rider | Wellington |
| D. Burns | Gifford | Loughran | Riley | Wells |
| Button | Gleason | Mann | Selkreg | Wiley |
| Cady | Halsey | Matthewson | Skeels | Williams |
| Cameron | Hartman | McKiever | Skillman | A. I. Wood |
| Chapman | Hubbard | Miller | C. L. Smith | F. H. Woods |
| Chism | Humphrey | Moran | L. E. Smith | Younglove |

Those who voted in the negative, were

G. Clark Murphy

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to enable incorporated rural cemeteries to acquire title to lands where the owner or owners are unwilling to sell, or where the company cannot agree upon the value thereof," with a message informing that they had passed the same, with the following amendments:

Section 1, line 1, strike out the words "in any case where," and insert the words "whenever any." Line 2, strike out the words "has been," and insert the words "in Schoharie county." Lines 2 and 3, strike out the words "and such corporation." Line 3, after the word "lands," insert the words "for public purposes." Line 5, strike out the word "the," and insert the words "such public." Line 8, strike out the word "company," and insert the words "cemetery association." Line 9, after the word "lands," insert the words "not within twenty rods of any dwelling house."

Section 2, line 1, strike out the word "the," and insert the words "such cemetery." Line 2, strike out the word "the," and insert the

word "said." Line 7, strike out the word "company," and insert the words "corporation for public purposes aforesaid." Lines 7 and 8, strike out the word "company," and insert the word "association." Line 9, after the word "company," insert the words "for public purposes." Line 10, strike out the word "company," and insert the words "trustees of the corporation." Add at the end of section 2 the following: "for public purposes as aforesaid."

Amend the title so as to read as follows: "An act to enable incorporated rural cemeteries in Schoharie county to acquire title to lands where the owners are unwilling to sell, or when the cemetery association and the owners cannot agree upon the value thereof."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Ackert | G. Clark | Hubbard | Murphy | L. E. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | Nelson | Stannard |
| Balcom | Cook | Irving | Nicholson | Stevens |
| Bamler | Cornwall | Jones | Penfield | Sullard |
| Bennet | Daily | Keady | Pond | Sumner |
| Bergen | Davis | Kiernan | Purdy | Tarbox |
| Bradstreet | Eaton | Kinney | A. Richardson | Topliff |
| Bristol | Flach | Lasher | S. Richardson | Trainer |
| Brush | J. L. Flagg | Little | Rider | Weed |
| Button | Frear | Loughran | Selkreg | Wellington |
| Cady | Gifford | Mann | Sherman | Wells |
| Cameron | Gleason | Matthewson | Skeels | A. I. Wood |
| Campbell | Halsey | McKiever | Skillman | F. H. Woods |
| Chapman | Hartman | Miller | C. L. Smith | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act for the laying out, opening and closing of streets, roads and avenues in the town of Morrisania, in the county of Westchester."

"An act to incorporate the West Side Savings Bank, to be located in the city of New York."

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bill entitled "An act to authorize the board of supervisors of the county of Queens to build a court house and jail building for said county," with a message informing that they non-concur in the passage of the same.

Mr. Frear, from the committee on the affairs of cities, to which was referred the bill entitled "An act to provide a manual for the mayor, aldermen and commonalty of the city of New York, and to defray expenses of the same," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered engrossed and to a third reading.

Mr. Brush offered for the consideration of the House a resolution, in the words following:

Resolved, That the Senate bill entitled "An act for the relief of Belden

Noble, and the heirs of Harmon Noble, deceased," be now read a third time.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, two-thirds of all the members present not voting in favor thereof.

By unanimous consent, on motion of Mr. Sumner,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act relating to buildings in the city of Albany," and that the same be ordered to a third reading.

The Senate bill entitled "An act for the relief of Belden Noble, and the heirs of Harmon Noble, deceased," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|----------|---------------|-------------|
| Ackert | G. Clark | Hubbard | Nicholson | L. E. Smith |
| A. H. Andrew | Cook | Humphrey | Palmer | Speaker |
| Babcock | Cornwall | Jacobs | Penfield | Stannard |
| Balcom | Daily | Jones | Pond | Starr |
| Bemus | Davis | Keady | Prince | Stevens |
| Bergen | Dayton | Kiernan | Purdy | Sullard |
| Bradstreet | Flach | Kinney | Raber | Sumner |
| Bristol | F. H. Flagge | Lasher | Ray | Tarbox |
| Brush | Frear | Little | A. Richardson | Trainer |
| Buel | Furman | Loughran | S. Richardson | Wellington |
| D. Burns | Galvin | Mann | Rider | Wells |
| Button | Gifford | McKiever | Riley | Wiley |
| Cady | Guigou | Miller | Selkreg | A. I. Wood |
| Campbell | Halsey | Moran | Sherman | F. H. Woods |
| Chapman | Hartman | Murphy | Skeels | Younglove |
| Chism | Howard | Nelson | Skillman | |

For the negative,

W. S. Clark

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Brush gave notice that he would to-morrow move to suspend the rules for the purpose of offering a concurrent resolution in relation to final adjournment.

Mr. Hartman moved that the House adjourn.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent,

Mr. Gleason introduced a bill entitled "An act to confirm and make valid a certain resolution of the electors of the town of De Peyster, adopted February 11, 1868," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Gleason, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | Cook | Hubbard | Murphy | Skeels |
| A. H. Andrew | Cornwall | Humphrey | Nelson | L. E. Smith |
| Balcom | Daily | Irving | Nicholson | Speaker |
| Bamler | Davis | Jacobs | Palmer | Starr |
| Bennet | Dayton | Jones | Penfield | Stevens |
| Bergen | Flach | Keady | Pond | Sullard |
| Bradstreet | J. L. Flagg | Kiernan | Prince | Tarbox |
| Bristol | F. H. Flagge | Kinney | Purdy | Topliff |
| Brush | Frear | Lasher | Raber | Trainer |
| Buel | Furman | Little | Ray | Weed |
| D. Burns | Galvin | Loughran | A. Richardson | Wellington |
| Button | Gifford | Lounsbury | S. Richardson | Wells |
| Cady | Gleason | Mann | Rider | Wiley |
| Cameron | Guigou | McKiever | Riley | Williams |
| Chapman | Halsey | Miller | Selkreg | A. I. Wood |
| G. Clark | Hartman | Moran | Sherman | F. H. Woods |
| W. S. Clark | Howard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

On motion of Mr. A. I. Wood, at 10 o'clock, the House adjourned.

TUESDAY, MAY 5, 1868.

The House met pursuant to adjournment.

Prayer by Rev. Dr. Wyckoff.

The minutes of yesterday were read and approved.

The Senate returned the bill entitled "An act making appropriations for the support of government," with a message informing that they had agreed to the report of the committee of conference thereon, in the words following:

The committee of conference on the part of the Senate and Assembly, to which was referred the bill entitled "An act making appropriations for the support of government," with the amendments of the Senate to the same, submit the following report and recommend its adoption:

That the Senate shall concur with the Assembly in making the appropriation for the Geological Hall \$3,500; the traveling expenses of the Inspectors of State Prisons, each \$900; the appropriation for the National Guard \$150,000, as detailed more fully below.

Also, concurring with the Assembly in naming John T. Hudson as additional commissioner of the new Capitol, as shown in the paragraph relating to that subject.

Also, engrossed bill, page 7, lines 12, 13 and 14, the Senate recedes from their amendment, leaving the appropriation as stated in said bill.

That the Assembly concur with the following amendments of the Senate:

Engrossed bill, page 1, under head of "Executive Department," striking out the reference to chapter 476 of the Laws of 1866; also raising the appropriation for compensation of clerks and messengers to \$4,500.

• Page 2, line 7, raising the appropriation for clerks and messengers in the office of the Clerk of the Court of Appeals, from \$3,000 to \$3,500.

Page 3, line 1, increasing the appropriation for the transfer office of the Manhattan Company from \$500 to \$750.

Page 5, adding at the end of the third line the following words: "but no payment shall be made by the Comptroller upon such salary till an amount equivalent to such payment shall be received by him from the gas companies, or some of them."

Same page, line 15, adding to the appropriation of the commissioners of public accounts, after the words "five hundred," the words "and fifty."

Same page, lines 19 and 20, striking out the words "pursuant to chapter 476 of the Laws of 1866."

Page 6, line 3, adding after the word "dollars," the following: "For the special increase and preservation of zoological collections, \$1,000."

Same page, line 5, change the words "fifteen hundred dollars" to the words "two thousand five hundred dollars."

Same page, line 25, changing the paragraph in relation to the Geological Hall, after the words "necessary expenses," so as to read thus: "All bills and charges to be audited and paid only on the joint certificate of the secretary of the Board of Regents of the University and the Comptroller," and both committees agreeing to make the appropriation \$3,500.

Also adding the following amendment:

"THE NEW CAPITOL.

"For the new capitol, two hundred and fifty thousand dollars. Hamilton Harris, John V. L. Pruyn, Obadiah B. Latham, James S. Thayer, Alonzo B. Cornell, William A. Rice, James Terwilliger and John T. Hudson are hereby appointed commissioners for the purpose of erecting the new capitol, in place of the present board. They shall proceed to take additional land, comprising Hawk street, and one-half of the block of land adjoining such street on the west thereof, between Washington avenue and State street, in the name of the State, and lay out a street running through from Washington avenue to State street, of such width as they may deem proper, on the west end of the land so taken, which land is hereby appropriated for the purposes of such new capitol and street, and declared to be taken for public use.

"The commissioners are hereby authorized to take possession of the said lands and tenements, and if they cannot agree with the owner or owners for the purchase thereof, they shall cause application to be made to the Supreme Court for a writ of inquiry of damages, and such proceedings shall thereupon be had as is provided in the fourth article of title 2, chapter 9, of the third part of the Revised Statutes.

The said commissioners shall review the plans which have been adopted for the new capitol, and may change and modify the same or adopt others in their place, as they may deem advisable and proper; provided, however, that they shall not proceed to the construction of the said new capitol unless they shall be satisfied that the expense thereof shall not exceed, when completed, the sum of four millions of dollars. The building known as Congress Hall building, and the present capitol and State Library buildings, shall not be removed or disturbed until further directions by the Legislature."

Sixth page, line 38, after the word "hundred," inserting the words "and five."

Page 7, line 2, change the words "two hundred and fifty dollars" to "five hundred dollars." Same page, line 7, both committees agree to change the words "six hundred" to the words "nine hundred." Same page, line 32, changing the appropriation for the Asylum for Insane Convicts from \$15,000. to \$16,000. Same page, line 39, changing the appropriation for female insane convicts from \$500 to \$600.

Page 8, line 1, increasing the appropriation from \$35,000 to \$40,000. Same page, line 2, striking out the words "thirty thousand dollars," and inserting the words "thirty-five thousand dollars." Same page, line 16, after the word "forty," add the word "five." Same page, line 25, both committees concurring in the change making the \$200,000 appropriated for the militia \$150,000. Same page, strike out the word "ten," and insert in lieu thereof the word "twenty," in line 37.

Page 9, line 31, strike out the word "fifty," and insert in lieu thereof the word "thirty." Same page, lines 33 and 34, changing the words "one thousand and five hundred" to the words "two thousand." Same page, after line 44, insert as follows: "for the Commissioners of Pilots, for payment of expenses necessarily incurred in executing the several laws relating to the harbor of New York, four thousand five hundred dollars."

Page 10, line 42, strike out the word "seven," and insert in lieu thereof the word "four." Page 11, after line 22, add the following: "For the State Normal School, for its maintenance, eighteen thousand dollars. For the Normal and Training School, at Oswego, for its maintenance, sixteen thousand dollars."

Page 12, strike out lines 18, 19 and 20, and insert as follows:

"For teachers of common schools, for their instruction in those academies which the Regents of the University shall designate for that purpose, pursuant to chapter 235 of the Laws of 1852, as amended by chapter 410 of the Laws of 1855, eighteen thousand dollars.

"§ 2. The amounts herein appropriated shall be paid by the treasurer from the respective funds as specified, and the salaries named shall be established and fixed by this act for the several officers for whom they are designated; but the Comptroller shall not draw his warrant for payment of the several amounts hereinbefore named, except for salaries and other expenditures and appropriations, the amounts of which are duly established and fixed by law, till the persons demanding them shall present to him a detailed statement in items of the same; and if such accounts shall be for services, it must show when, where and under what authority they were rendered; if for expenditures, when, where and under what authority they were made; if for articles furnished, when and where they were furnished, to whom they were delivered, and under what authority; and if the demand shall be for traveling expenses, the account must also specify the distance traveled, the places of starting and destination, the duty or business, the date and items of expenditure. All accounts must be verified by an affidavit, to the effect that the account is true, just and correct, and that no part of it has been paid, but is actually and justly due, and owing. On all accounts for transportation, furniture, blank and other books, purchased for the use of office, binding blanks, printing, stationery, postage, cleaning, and other necessary incidental expenses, a bill duly receipted must also be furnished; and it shall be the duty of the treasurer to report annually to the Legislature the detail of these several expenditures.

"§ 3. All institutions and societies entitled by law to receive money

from the State, shall make an annual report to the Legislature on or before the fifteenth day of January in each year, and no such money shall be paid in any such case until such report is made therein."

All of which is respectfully submitted,

J. O'DONNELL,
CHAS. J. FOLGER,
WM. M. TWEED,
Senate Committee.

JOHN L. FLAGG,
JOHN C. JACOBS,
WM. C. BENTLEY,
JACKSON A. SUMNER,
J. H. SELKREG,
Assembly Committee.

The report having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 72 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|------------|-------------|
| Ackert | Chapman | Halsey | Matthewson | Selkreg |
| A. H. Andrew | Chism | Hartman | McKiever | Skeels |
| Balcom | W. S. Clark | Hasbrouck | Moran | Skillman |
| Bamler | Cornwall | Hubbard | Murphy | Speaker |
| Bennet | Daily | Humphrey | Nelson | Sullard |
| Bentley | Davis | Irving | Nicholson | Sumner |
| Bergen | Dayton | Keady | Penfield | Topliff |
| Bradstreet | Decker | Kiernan | Place | Torrey |
| Bristol | Eaton | Kinney | Prince | Tower |
| Brush | Flach | Lasher | Purdy | Trainer |
| Buel | J. L. Flagg | Little | Quinn | Wellington |
| P. Burns | F. H. Flagge | Loughran | Raber | Wells |
| Button | Frear | Mallison | Rider | Wiley |
| Cady | Galvin | Mann | Riley | F. H. Woods |
| Cameron | Guigou | | | |

Those who voted in the negative, were

| | | | | |
|----------|---------|-------------|--------|------------|
| G. Clark | Gleason | Ray | Starr | Williams |
| Gifford | Palmer | L. E. Smith | Tarbox | A. I. Wood |

When the name of Mr. Balcom was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Tarbox was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in the report of the committee of conference thereon.

The Senate returned the bill entitled "An act making appropriations for certain expenses of government, and for supplying deficiencies in former appropriations, with the following message:

"*Resolved*, That the Senate concur in the within report of the conference committee so far as said committee did agree, and that the Senate insist upon the item of disagreement relative to steam boilers, and ask for a new committee of conference, and have appointed on their part, Messrs. Folger, Thayer and Pierce as such committee."

The report was then read in the words following:

To the Senate and Assembly :

The committee of conference appointed by authority of the Senate and Assembly to consider the Assembly bill entitled "An act making appropriations for certain expenses of government, and for supplying deficiencies in former appropriations, commonly known as the 'Annual Supply Bill,'" report that they have discharged that duty, and submit the following report and amendments, to which they recommend the concurrence of the Senate and Assembly.

Engrossed bill, page 1, section 1, add after the words "for official services," the following: "till the amounts claimed shall have been audited and allowed by the Comptroller who is hereby authorized to determine the same."

Page 2, line 10, after the word "clerks," insert the words "in addition to the foregoing."

Same page, at the end of line 11, add the words "Henry A. Glidden, assistant clerk of the Senate."

Also, same page and paragraph, the name of William S. Parkhurst is restored as in the engrossed bill.

Also, after line 23, add the following: "For James M. Fassett and John J. Riley, for extra work performed under authority of the Clerk of the Assembly, to each of them, \$300.

Also, after line 27, add the following:

"For Edward F. Underhill, for compensation for services as stenographer of the Senate, pursuant to resolution of that body adopted on the 28th of March, 1868, five hundred dollars; for repayment of amount paid by him to M. A. Dowd, seventy-five dollars; to H. A. Stafford, twenty-five dollars, and to Thomas J. Moquahan, thirty dollars, said amounts being for assistance in transcribing debates of Senate and testimony taken before the select committee of Senate appointed to investigate the alleged use of unlawful means to influence legislation in the Senate in reference to railroads.

"For William F. Bonyng, for compensation for reporting a part of the testimony taken by the select committee of the Senate, appointed to investigate into the alleged use of unlawful means to influence legislation in reference to railroads, forty dollars; and for reporting a part of the testimony taken before the committee on finance of the Senate, in reference to the new Capitol, one hundred and fifty-three dollars."

Same page, line 33, strike out the words "and speeches."

Same page, after line 34, add the following:

"For the stenographer for reporting the testimony taken by the select committee of the Senate appointed to investigate the affairs of the Erie Railway Company, to be paid on the certificate of the chairman of the committee, three hundred and eighty-one dollars."

Same page, line 43, add after the word "dollars," the following: "and for additional compensation, sixty dollars."

Page 3, beginning at line 31, amend and restore the paragraph so as to read as follows:

"John Dunn, superintendent of ventilation of the Assembly chamber, James McGuire, superintendent of the wrapping department of the Assembly, and William Kane, Asa Ransom, James Keenan and Samuel Smith, assistant doorkeepers of the Assembly, to each of them for every day of the session, three dollars, and the same allowance for mileage which is made by law to the members and officers of the Legislature. For the doorkeepers and assistant doorkeepers, janitors, keepers and

assistant keepers, and assistant postmasters of the Senate and Assembly, and for the superintendent of the wrapping department, superintendent of ventilation and superintendent of documents of the Assembly, to each of them for additional compensation for every day of service, two dollars; and for the Sergeant-at-Arms and assistant sergeant-at-arms, the librarian and assistant librarian of the Senate and Assembly, and the postmaster of the Assembly, to each of them for additional compensation for every day of service, three dollars."

Page 4, line 5, add the following:

"For George H. Knapp, assistant sergeant-at-arms of the Senate, for attendance on committees of the Senate during investigations ordered by the Senate, and for traveling and other expenses while so engaged, eighty dollars."

Same page, the appropriation for messengers to read as follows:

"For the messengers employed by authority of the Senate and Assembly, to be paid on the certificate of the respective presiding officers, namely: Sylvanus C. Curran, clerk and bank messenger of the Senate; Josiah Downs, messenger of the President of the Senate; John W. Hannan, messenger of the Sergeant-at-Arms of the Senate; Temple Parker, messenger of the postmaster of the Senate; James D. Burdick, messenger of the librarian of the Senate; John A. McDonald, messenger of the Speaker of the Assembly; Edwin E. Coventry, messenger of the Clerk of the Assembly; William J. Wilson, bank messenger of the Clerk of the Assembly; Thomas B. Stack and William Cotterell, messengers of the librarian of the Assembly; Thomas Farrell, messenger of the engrossing room of the Assembly; William C. Stead, J. D. Carls, John H. Bennett, Henry D. Keller, Edward C. Burke and Patrick McGroarty, messengers of the Sergeant-at-Arms of the Assembly; John Platte and Daniel Leahy, messengers of the postmaster of the Assembly; John Woods, William Goldsborough, Charles Walters, James W. Coffey, James McCabe, George A. Davis and John McDermott, general messengers for the entire session of the Assembly; Edmund C. Cullen, general messenger of the Assembly till the twenty-ninth of February; William A. Hart, general messenger for the former half of the session, and Edgar Caypliss, messenger of the stenographer of the Assembly for the last half of the session, to each of them for every day of service, three dollars, and for additional compensation for each day of service, fifty cents. To John H. Hawes, messenger to the committees on canal investigation and expenditures of the Executive Department; William A. Hart, messenger of the sub-committee of the whole for the latter half of the session, and also for the other messengers or pages of the Senate and Assembly, including Frank Gannon, for the latter half of the session, and the messengers of the several committees, as duly authorized by resolution of the Senate and Assembly, for compensation, to each of them for every day of service, to be duly certified by the respective chairmen and presiding officers, two dollars."

Page 4, after line 44, insert the following:

"For Nathaniel Goodwin, for services performed during the session of 1868, in addition to all other appropriations, three hundred dollars."

Pages 4 and 5, amend appropriation for clerks of committees so as to read as follows:

"For the clerks of the committees of the Senate and Assembly, including the committees of the Assembly on banks and State charitable institutions, and on charitable and religious societies, to each of them for every day of the session, four dollars: and for the clerks of the committees of the Assembly on ways and means, the judiciary, affairs of cities,

claims, internal affairs of towns and counties, commerce and navigation, militia and the petitions of aliens jointly, railroads, canals, roads and bridges, and villages and insurance jointly; also for the clerks of the committees of the Senate on finance, the judiciary, railroads, engrossed bills, canals, claims, municipal affairs, internal affairs of towns and counties, and on commerce and navigation and banks jointly, to each of said clerks, in addition, one hundred dollars."

Page 5, line 16, strike out the word "of." Same page, after line 27, add the following:

"For James Terwilliger, Clerk of the Senate, for repayment to him of money paid for books and furniture for the library of the Senate, three hundred and twelve dollars."

"For Jared Sandford, sergeant-at-arms of the Assembly, for expenses and mileage in summoning witnesses for the committee on privileges and elections, and the investigating committee in the matter of the charges by E. M. K. Glenn, one hundred and fifty dollars."

Also the following:

"For John H. Kemper, sergeant-at-arms of the Senate, for services and expenses in attending on the several committees while investigating subjects referred to them by the Senate, five hundred and thirty-four dollars and sixty-five cents.

"For J. H. Mattoon, for services and expenses as clerk and assistant sergeant-at-arms of the committee of the Senate appointed to investigate the affairs of the Erie Railway Company, one hundred dollars.

"For H. V. B. Barker, for services as marshal of the special committee appointed to investigate the management of the canals of the State, two thousand nine hundred and eighty-nine dollars and ninety cents; and for G. N. Timberman, for compensation and expenses as clerk of the same committee, one thousand six hundred dollars.

"For the clerk of the committee appointed to investigate the charges made by E. M. K. Glenn in the Assembly, one hundred dollars; and for the stenographer of the committee, one hundred dollars; to be paid on the certificate of the chairman.

"For H. H. Clapp, for services in issuing subpoenas and taking testimony for the committee on municipal affairs of the Senate, while investigating street contracts in the city of New York, one hundred dollars; and for D. B. Mellish, for reporting the testimony taken at the same hearing, one hundred and thirty-five dollars.

"For the clerk of the Senate, for repairs authorized to be made in the Senate Chamber, under his direction, three hundred dollars."

Page 6, line 9, strike out the word "to." Same page, line 14, add the following:

"To be paid on the certificate of Luther Caldwell, clerk of the Assembly of 1867."

Same page, strike out lines 34, 35 and 36.

Page 7, line 7, strike out the word "five," and insert the word "two." Also, add at the end of the line the words, "and for Henry Smith, for services as counsel for Jacob Worth, three hundred dollars."

Same page, after line 7, insert the following:

"For W. C. H. Sherman, for expenses incurred in defending his title to office as member of Assembly from the first district of the county of Orange, as follows, namely: For Robert H. McClellan, for services as counsel, five hundred dollars; for Amasa J. Parker, for services as counsel, five hundred dollars; and for Wickham T. Shaw, for subpoena-

ing of witnesses and disbursements, two hundred and forty-six dollars and thirty-eight cents.

"For George K. Smith, for repayment of expenses incurred by him in contesting the title to office as member of Assembly from the first district of the county of Orange, as follows, namely: For Henry Smith, for services as counsel, five hundred dollars; for other expenses, four hundred and fifty dollars and mileage."

Same page, after line 12, add the following:

"For Henry Clausen, Jr., for repayment of expenses incurred by him in the case of the contested election for member of Assembly for the twentieth district of the county of New York, as follows, namely: For compensation of Nelson J. Waterbury, as counsel, one thousand dollars; for compensation of John J. Freedman, as counsel, two hundred and fifty dollars; for compensation of the stenographer, for reporting argument of Nelson J. Waterbury, sixty-seven dollars and fifty cents; for compensation of the Argus Printing Company, for printing the argument of Nelson J. Waterbury, one hundred and fifty dollars; and for compensation as member of Assembly for the period that his seat was held by George B. Van Brunt, three dollars per day and the allowance for mileage which is made by law for the members of the Legislature.

"For C. S. McArthur, for reporting the testimony taken by the committee on commerce and navigation of the Senate, while investigating the alleged obstructions to navigation at Rouse's Point, one hundred dollars."

Same page, line 21, add after the word "navigation," the words "of the Assembly."

Also, line 25, add after the word "cities," the words "of the Assembly."

Also, after line 27, add the following: "For the committee on municipal affairs of the Senate, for expenses while investigating the street-cleaning contract in the city of New York, four hundred and thirty-three dollars."

Also, same page, line 28, add after the word "health," the words "of the Assembly."

Also, same page, line 29, strike out the words "two hundred dollars," and insert the words "four hundred and ninety-five dollars and ninety cents."

Also, add the following:

"For Simeon Leland and Company, for the bills incurred by the committee on privileges and elections of the Assembly, at the Metropolitan Hotel, in New York, while investigating the contested seats in the counties of New York and Kings, one thousand two hundred and ninety-five dollars.

"For Anderson and Carroll, for twelve days' occupation of Brevoort Hall, in the city of New York, while investigating the case of contested election in the twentieth Assembly district, two hundred and thirty dollars; and for refreshments to the committee and services of five policemen detailed for duty of said hall, one hundred and seventy-five dollars."

Same page, line 32, amend as follows: strike out the word "Hon." wherever occurring, and insert instead of "Mr." the letters "W. C. H."

Page 8, line 4, insert after the word "the," the words "Senate and."

Same page, line 5, change the word "twenty" to the word "ninety," and add the words "ninety cents."

Same page, line 20, strike out the entire paragraph, and insert the following:

"For the expenses of the Court of Impeachment, including the mileage and the per diem of the members of the court and the compensation of the officers employed, at the same rate as is allowed like officers by this Legislature, fourteen thousand dollars, to be paid on the certificate of the president of the court; for the mileage and per diem of the managers, and of counsel for the managers during the trial, and of any of the managers while preparing the case and for necessary expenses, six thousand dollars, to be paid on the certificate of the chairman of the managers."

"CONSTITUTIONAL CONVENTION.

"For certain expenses of the Constitutional Convention, to be paid out of the sum of two hundred thousand dollars already appropriated to that end, the following items:

"For the National Commercial Bank of Albany, one hundred and ten thousand dollars, or so much as may be necessary to pay the said bank for moneys advanced to pay members and officers of the Constitutional Convention, under an arrangement with the Comptroller, with interest on the said advances.

"For Nathaniel Goodwin, for services as janitor of the Constitutional Convention, in addition to one dollar per day received by him, two dollars per day for the time he served as such janitor.

"For John G. Kinney, as messenger and page to the Convention, two dollars per day, for the time served by him.

"For M. Pease, for services rendered the Constitutional Convention as fireman and janitor, three dollars per day for the time served by him.

"For Alfred B. Street, Henry A. Holmes and Norman L. Curtis, for extra services in keeping open the State Library last summer for the Constitutional Convention, each two hundred dollars.

"For compensation of clerks in the Comptroller's office, for extra services during the year 1867, including the preparation of statements for the Constitutional Convention, required by the resolutions of that body, six hundred and eighty dollars, or so much thereof as the Comptroller may deem to be a reasonable compensation for such services, to be paid to said clerks respectively.

"For James Barnes, late Deputy State Engineer and Surveyor, for extra services and clerk hire and preparing Convention Documents No. 115, under the direction of the Commissioners of the Land Office, two hundred and fifty dollars.

"For William H. Doughty, for compensation for extra services in preparing a report in relation to the salt lands belonging to the State, for the Constitutional Convention, two hundred dollars.

"For the chaplains of the Convention, for each day of attendance at the sessions of the same, three dollars, to be paid to the secretary of the Convention for distribution.

"For Henry McBride, for services rendered Constitutional Convention, in City Hall, for taking charge of the room used by Convention, for each day of service, three dollars.

"For William Lombard, watchman, and John Gardiner and John Brown, laborers at the Capitol, for extra services during the sitting of the Convention, for each day of service, one dollar.

"For Henry C. Southwick, Jr., one hundred dollars, and Edward Savage two hundred dollars, for services for the finance committee of said Convention.

"For Sarah Moran and Jane Gray, for extra labor in cleaning the library during the session of the Convention, each fifty dollars.

"For the Sergeant-at-Arms, assistant sergeant-at-arms, librarian, janitor, doorkeepers and messengers of the Constitutional Convention, the same rate of extra compensation as is allowed in this act to the like officers in the Senate and Assembly.

"For A. Graves, for services as messenger to the Constitutional Convention, for each day of service, two dollars.

"For Henry B. Burr, chief warrant clerk of the Comptroller's office, for compensation for extra services in examining and disbursing the appropriations for the expenses of the Constitutional Convention, five hundred dollars.

"For S. W. Stocking, for extra compensation for services in preparing a report to the Constitutional Convention, concerning applications for pardons, one hundred and twenty-five dollars.

"For J. W. Brockway, for extra compensation for preparing report to the Constitutional Convention, in regard to claims pending before the Canal Appraisers, one hundred dollars.

"For Joseph Clinton, for furnishing and drawing sixty yards of tan bark for street at the side of the Capitol, and for removing the same, eighty-two dollars.

"For Edwin M. Johnson, for engrossing the new constitution adopted by the Constitutional Convention, engrossed on parchment under the orders of the President and Secretary of the Convention, three hundred dollars.

"For John McDonald, for services as the President's messenger, two dollars for each day's service."

Page 10, line 17, add after the word "dollars" the following:

"For printing and binding five hundred copies of the laws and ordinances enacted by the director-general and council of the New Netherlands, from the year 1638 till the year 1674, translated from the original Dutch records at the office of the Secretary of State, pursuant to a resolution of the Senate, adopted on the 20th day of April, 1867, five thousand two hundred and eighty dollars and seventy-five cents. For printing volumes 7 and 8 of muster rolls of New York State Volunteers, under the direction of the Adjutant-General, to be paid upon the certificate of the Adjutant General that the work has been printed and delivered, twelve thousand five hundred dollars. For printing testimony in the Erie railway investigation, six hundred and fifty dollars."

Same page, line 28, add the following:

"For E. H. Bender, for stationery and articles furnished to the Court of Appeals, five hundred and sixty-one dollars and eighty-one cents."

Page 11, line 6, add the words "said additional compensation to be ratably divided according to their respective terms of service."

Also the following: "For George Krank, for compensation as crier of the Court of Appeals, while attending the term of said court in the city of New York, seventy-eight dollars; and for the two attendants, each seventy-eight dollars."

Same page, line 11, strike out the words "the indictments," and insert the words "two indictments against Elias J. Hicks and James H. Wheeler."

Same page, strike out lines from 32 to 37, inclusive; also insert the following:

"For the office of the Comptroller, for compensation of the clerks therein and of the finance committee clerk for extra services in preparing statistical tables concerning corporations and joint stock companies in the State, pursuant to the resolution of the Senate, seven hundred dollars, to be divided among them respectively."

Page 12, after line 3, insert the following:

"For H. B. Goodwin, for compensation as messenger for the State Engineer and Surveyor and the Superintendent of Public Instruction, three hundred dollars."

Also the following:

"For the office of the Comptroller, for the purchase of a safe for the safe keeping of the bonds to the people for Common School Fund lands and other valuable papers, five hundred dollars.

"For J. N. Parker, for repairs in State Library, and for shelves and cases, eight hundred and sixty-eight dollars and twenty-six cents.

"For Victor M. Rice, in addition to his salary as Superintendent of Public Instruction, two thousand five hundred dollars; and for Samuel D. Barr, for addition to his salary as Deputy Superintendent of Public Instruction, one thousand dollars.

"For the commissioners appointed to confer with the authorities of the State of New Jersey, in regard to quarantine jurisdiction, etc., pursuant to section 7 of chapter 613 of the Laws of 1865, for compensation and necessary expenses, to be paid on the certificate of the Governor, four thousand dollars."

Same page, after line 15, add the following paragraphs:

"For the board of commissioners constituted by the act entitled 'An act in relation to quarantine in the port of New York, and providing for the construction of the permanent quarantine establishment, passed April 21, 1866,' the sum of fifty thousand dollars, to enable said board to erect an exterior wall and foundation on west bank, in the lower bay of New York, on which to erect such buildings and appurtenances as may be necessary for use for the reception and detention of persons who have been exposed to contagious or infectious diseases, but are not actually sick, and also for use as a landing and boarding station for quarantine purposes; but the said exterior wall and foundation shall be erected according to plans and specifications made by a competent engineer, to be selected by said board, and the materials therefor shall be furnished, and the work thereon shall be performed, by contract, to be entered into in the manner prescribed by the fourth section of said act, except that separate portions of said work may be let by separate contracts, and except also that said board may, in its discretion, reject any bid which it may not deem for the interest of the State to accept.

"For said board of commissioners, the further sum of twenty-five thousand dollars, to enable them to acquire a site on Coney Island, and erect thereon residences for the officials and men engaged in the administration of quarantine in the port of New York, said sum to be in lieu of the sum appropriated to the commissioners of quarantine by chapter 481 of the Laws of 1867, for the construction of the necessary docks and buildings for a landing and boarding station in said island, and paying for the site thereof. The site so to be acquired by said board of commissioners shall be on the westerly end of said island, west of a line drawn due north and south across the same, ten rods east of the easterly side of the buildings known as the Pavilion, and in case said board shall be unable to acquire title to the same by purchase, they, or a majority of them, shall make and record, in the office of the register of the county of Kings, a certificate describing the site selected by them, and they may then acquire title thereto in behalf of the people of the State, under and pursuant to the provisions of the third section of chapter 543 of the Laws of 1867, which provisions are hereby extended and made applicable to acquiring title to the site herein authorized to be selected. So much of existing laws as authorize the selection of

any other site upon said island, or the use of any part thereof, for any purpose connected with quarantine other than as a place for the residence of the officers and men connected with the administration thereof, is hereby repealed."

Page 12, line 20, change the words "twenty-five thousand dollars" to the words "fifty thousand dollars." Same page, add at the end of line 27 the following: "for the same purposes; and the treasury of the State shall be reimbursed for such sum as may paid, according to the provisions of chapter 751 of the Laws of 1866, and of chapter 543 of the Laws of 1867."

Same page, strike out lines 33 and 34, and insert the following:

"For Morgan Augsbury, late agent and warden of the State prison at Auburn, for extra labor, one thousand dollars, which shall be in final settlement of all claims against and all dues and liabilities to the State."

Page 13, strike out lines 3 and 4, and insert the following:

"The board of Metropolitan police shall have power, on the application of the health officer of the port of New York, to appoint patrolmen, not exceeding five in number at any one time, to perform police duty at quarantine. Such special policemen while in office shall possess the powers and be subject to the laws, rules and regulations applicable to regular patrolmen of the Metropolitan police force, and receive the same compensation, which shall be provided and paid in the same manner as other quarantine expenses."

Same page, line 12, strike out the words "seventy-five thousand dollars," and insert the words "one hundred thousand dollars." Same page, lines 14 and 15, strike out the words "to be expended under the direction of the trustees of that institution."

Same page, after line 27, insert the following:

"For the commissioners of public accounts, for additional compensation for heretofore examining the accounts of the Paymaster General, and other military departments, in addition to their duties, to each of them, one thousand two hundred dollars."

"The Bureau of Military Statistics is hereby transferred and constituted a bureau in the department of the Adjutant General."

Same page, after line 28, add the following:

"For the board of trustees of the State Institution for the Blind, to defray indebtedness incurred in repairing and fitting up the Susquehanna Seminary buildings at Binghamton as a temporary institution for the blind, and for taking care of the same for one year, ten thousand one hundred and twenty-seven dollars; and for printing, stationery, postage, express charges and mileage of said trustees, one thousand two hundred dollars."

"For the administrator of the estate of William B. Wright, deceased, the balance of salary for the current year as judge of the Court of Appeals."

"For Mrs. Mary Schrugham, wife of William W. Schrugham, deceased, one thousand three hundred and sixty-nine dollars and fifty-six cents, being the balance of her husband's salary for the year 1867."

"For the purchase of woodlands, or an interest therein equal at least to ten thousand acres in severalty; if such quantity of woodland cannot be obtained in severalty convenient for the purposes of the prison and on terms equally advantageous for the State near Clinton prison, eighty thousand dollars; and the State Engineer and Surveyor, the Comptroller and the Inspector of State Prisons in charge of the State prison at Clinton, are hereby authorized and required to determine upon the necessity and propriety of purchasing such wood lands and interest

therein; and if they shall decide that such purchase is necessary and proper, and that the contract made in pursuance of chapter 733 of the Laws of 1867, by John Hammond, Inspector of State prisons, with Smith M. Weed, for the purchase of lands and interest therein near said prison, dated January 4, 1868, is an advantageous contract to the State, and that the price therein agreed to be paid is a fair and reasonable price, then, and in such case, upon filing a certificate to that effect in the office of the Comptroller, such contract shall be ratified, and be a binding obligation upon the State, and said sum of eighty thousand dollars, or so much thereof as shall be necessary, shall be paid by the Treasurer, upon the warrant of the Comptroller, to said Weed therefor.

"For Clinton prison, for repairs and improvements, eleven thousand six hundred dollars, to be expended as follows, namely: for altering rolling mill, ten thousand dollars; for repairs to plank roads, one thousand six hundred dollars, to be expended under the direction of the Prison Inspector.

"For the purchase of two hundred acres of woodland at Clinton prison, on which are located five prison coal kilns, and thirty acres, more or less, of mill-site land and saw mill thereon, now partly owned by the State, the sum of five thousand five hundred dollars.

"For John Parkhurst, for compensation as superintendent of the iron works at Clinton Prison, the sum of two thousand dollars.

"For Clute Brothers, for putting in water pipes and hydrants for fire purposes at the asylum for insane convicts, the sum of fifteen hundred and fifty dollars and sixty cents.

"For repairs and improvements to the Sing Sing prison, sixteen thousand five hundred dollars, to be expended as follows, namely: For repairs to roofs, three thousand eight hundred and seventy-five dollars; for hydrant hose, four hundred and twenty-five dollars; for completing new hospital, fifteen hundred dollars; for steam heating apparatus, four hundred and fifty dollars; for furnishing the same, eight hundred dollars; for enlarging chapel, twelve hundred and fifty dollars; for enlarging the storehouse, three hundred and fifty dollars; for enlarging chain shop, and for tools, two thousand five hundred and fifty dollars; for repairing docks, five thousand one hundred and fifty dollars; for one new cooking cauldron, one hundred and fifty dollars.

"The Comptroller is hereby authorized to pay to the Inspectors of the State Prisons, for use at the State Prison at Sing Sing in working the quarries, such sum, not to exceed five thousand dollars per month, as he may, from the estimates and vouchers submitted to him by them, deem necessary, which sum shall be paid from the earnings of the working of said quarries, and from no other fund.

"For the prison at Auburn, for repairs and improvements, six thousand eight hundred and eighty-five dollars and eighty cents, to be expended as follows, namely: For a new kitchen and bakery, two thousand dollars; for repairs to roofs, eleven hundred dollars; for addition to State shop, two hundred dollars; for hydrant hose, one thousand dollars; for paints and oils, one hundred dollars; for cross wall in machine shop, one hundred dollars; for extension of steam heating apparatus, two thousand three hundred and thirty-five dollars and eighty cents.

"For supplying each convict at the several State prisons and the asylum for insane convicts with a Bible and hymn book, as required by law, the sum of nineteen hundred dollars.

Page 15, lines 31 and 32, strike out the words "Commissioners of the Land Office," and insert the words "secretary of the Board of Regents of the University, and the Comptroller."

Same page, line 36, strike out the word "two," and insert the word "three."

Same page, after line 33, insert the following: "For the Regents of the University for expenses, four hundred dollars."

Page 17, after line 1, add the following: "For John Gordon, being the amount directed to be paid by chapter 609 of the Laws of 1867, one hundred and twenty-two dollars and sixty-nine cents."

"For repayment of moneys deposited in the treasury by public administrators pursuant to law, to the heirs and persons next of kin entitled to receive the same, upon order of the Supreme Court, one thousand dollars."

"For Indians of the Seneca Nation, for payment of their expenses when visiting the city of Albany on business relating to Indian affairs, to be paid on the certificate of the Governor, one hundred dollars."

"For Thomas McLaughlin, in full for services for five months in assisting in the preparation of the calendar of historical manuscripts, five hundred dollars."

"For James R. Allaben, for salary and expenses as commissioner of quarantine, two thousand seven hundred and twenty-one dollars and ninety-three cents; and for William A. Cobb, for expenses incurred in prosecuting a suit in the name of the people against James R. Allaben, including judgment for costs in said suit, amounting to two hundred and twenty-eight dollars and twenty-nine cents, in all one thousand two hundred and twenty-eight dollars and twenty-nine cents; and the Attorney-General is hereby directed to repay to William A. Cobb the sum of fifty dollars, deposited by said Cobb on the beginning of said suit."

"For John H. Austin, for repayment of money erroneously paid into the treasury as auctioneer's dues, one hundred and seventy-one dollars and ninety-four cents."

"For Alfred B. Street, for indexing two hundred and three volumes of cases and points of the Court of Appeals, to be paid when he shall complete said index and transfer the copyright to the State, five hundred dollars."

"For O. B. Latham, for counsel and witness' fees, and all other expenses incurred by him upon the investigation concerning the new Capitol commission before the committee on finance of the Senate, one thousand one hundred and fifty dollars."

"For the improvement of the rafting channel of the Delaware river and its tributaries, to be paid to one commissioner appointed by the county judges of the counties of Delaware and Sullivan, who shall render to the Comptroller sworn statements of the expenditure of said appropriation, the sum of five thousand dollars appropriated by chapter 481 of the Laws of 1867, is hereby re-appropriated, to be paid only when it shall be shown to the satisfaction of the Comptroller that the States of Pennsylvania and New Jersey, or either of them, has heretofore appropriated, or shall hereafter appropriate, ten thousand dollars for the improvement of said river."

"For the State Agricultural Society, for the investigation of the causes of abortion among cows, in addition to the amount heretofore appropriated, five thousand dollars."

"The sum of five thousand dollars is hereby appropriated to be paid on the certificate of the Secretary of State and Secretary of the Board of Regents, for any deficiencies growing out of contracts heretofore made by these officers, or expenses otherwise incurred in the preparation of the Natural History of the State, and they shall have control of all matters concerning the same, with power to continue in force any

existing contracts, or to make such others as shall hasten the completion of the work, and they may likewise have power to publish in abridged or epitomized form any portions of said work, if in their judgment, it may be for the public advantage.

"For E. F. Bullard, for counsel of the Senate committee to investigate the management of the canals, two hundred and fifty-five dollars.

"For Sarah E. Rose, the widow of Edwin Rose, deceased, late colonel of the Eighty-first Regiment New York State Volunteers, for compensation for the services of said Edwin Rose, in organizing, drilling and disciplining the Eighty-first Regiment New York State Volunteers, from September 25th, 1861, to February 10th, 1862, both days inclusive, and for disbursements expended in and about the same, one thousand and forty-four dollars and sixty cents; to be paid on due proof to the Comptroller that no part of the same has been paid or satisfied.

"For D. J. Mitchell, for services as attorney and counsel to the Senate committee to investigate the management of the canals of the State, and for expenditures, five thousand dollars.

"The appropriation of two hundred dollars, made in chapter 748 of the Laws of 1866, for the erection of a monument on the western boundary of the State, is hereby re-appropriated.

"For Franklin A. Alberger, for making the annual report of the Canal Commissioners for year 1867, after his term of office had expired, three hundred dollars."

"For Frederick Bischoff, for medical services rendered during the war, in the examination of volunteers by the instruction of the Surgeon General, two hundred and forty-five dollars.

"For the Prison Association of the State of New York, four thousand dollars, and the said association, in addition to the powers heretofore conferred upon them, are hereby instructed and required to examine any person or persons with reference to the moral or financial administration of the prisons of this State, and the reformatory agencies employed in them, provided that no expense shall be incurred to the State in such examination.

"For Bensehaer Lamb, for services as appraiser, under chapter 666 of the Laws of 1867, seventy-five dollars.

"For the heirs of Chauncey E. Goodrich, the producer of the Goodrich seedling potato, two thousand dollars.

Page 17, lines 2 to 22, is amended so as to read as follows:

"The unexpended remainder of the appropriation made by chapter 397 of the Laws of 1862, renewed by chapter 347 of the Laws of 1864, and again renewed by chapter 748 of the Laws of 1866, being originally 'for the payment of certain claims incurred in the organization, equipment and subsistence of troops raised in the State of New York, for service in the United States,' is hereby appropriated for the maintenance of the National guard of the State of New York, to be applied, so far as necessary, as follows, namely: for the completion of the Schenectady arsenal, pursuant to chapter 850 of the Laws of 1866, and in lieu of any appropriation made by any statute of the present year, twenty-five thousand dollars; for the repairs of the arsenal at Batavia, four hundred dollars; for the State arsenal at Syracuse, for repairs and improvements, to be paid to R. Nelson Gere, nine hundred and two dollars and one cent; for the twenty-fourth regiment of the National guard, for alterations in the uniform, one thousand dollars; for the repair of the armory at Norwich, twelve hundred dollars, to be expended under the direction

of Colonel Lewis A. Rhodes; and the residue is hereby appropriated to the use of the National guard of this State."

Same page, lines 23 to 34 inclusive are restored. Same page, line 43, strike out the word "five," and insert the word "ten." Same page, line 44, also lines 1, 2 and 3, on 18th page, relative to Stephen Maxon, are restored.

Page 18, line 6, strike out the words "seven hundred and fifty dollars," and insert the words "one thousand dollars." Same page, line 9, strike out the word "one," and insert the word "two."

Same page, at end of line 13, add the following:

"The supervisors of the counties of Erie and Chautauqua shall assess upon their respective counties a moiety of such further sum, not exceeding ten thousand dollars, as the said commissioners shall certify to be necessary for the completion of the said bridge. The commissioners shall have power to obtain any necessary materials for building said bridge of the Seneca nation of Indians."

Same page, line 19, strike out the words "for balance of," and insert the word "upon." Same page, line 20, strike out the words "and in full for all his claims against the State."

Same page, at the end of line 21, add the following:

"But this appropriation is upon the condition that the matter involved herein is referred for adjudication to the Secretary of State, the Comptroller, and Attorney-General, who are hereby authorized and required to hear and determine the same, and the said amount shall be paid to said Lockwood upon their certificate to that effect, and not otherwise; and they shall report the facts of the case to the next Legislature, and whether, in their opinion, anything or how much was before this appropriation due from the State to said Lockwood."

Page 18, after line 23, insert the following:

"From the general fund debt sinking fund the sum of five thousand one hundred and thirty-four dollars and seventy-seven cents, being the remainder of the amount appropriated by chapter 16 of the Laws of 1866 to pay certain bonds of the Comptroller now outstanding, issued for temporary loan and payable on demand, is hereby re-appropriated."

Same page, at line 36, insert the words: "from the common school fund."

Page 19, restore lines 6 to 9, inclusive, and add the following items:

"For H. H. Wakely, for compensation for superintending the repairs of the Genesee Valley Canal for five months, in the year 1867, five hundred dollars.

"For Alexander Barkley, for compensation for special services on the Champlain canal, rendered in the year 1867, one thousand dollars."

All of which is respectfully submitted.

On the following amendment to line 9, on page 13, the committee did not concur:

"So much of section 10 of chapter 969 of the Laws of 1867, entitled 'An act in relation to the inspection of steam boilers in the State of New York, except in the Metropolitan Police district, passed 22d of June, 1867,' as reads as follows: 'And it is further provided that every owner or owners of a steam boiler or boilers shall cause to be attached thereto a low water indicator, to be of such construction as to be approved by the inspector-in-chief. In case the owner or owners of any such boiler or boilers shall fail to attach or cause to be attached said low water indicator, he or they shall be liable to a penalty of five hundred

dollars, to be sued for and recovered in the same manner as the penalty imposed by the third section of this act,' is hereby repealed."

The fact of said disagreement is therefore also respectfully submitted.

J. O'DONNELL,
A. W. PALMER,
HENRY C. MURPHY,
Senate Committee.

JOHN L. FLAGG,
R. FURMAN,
JOHN C. JACOBS,
J. H. SELKREG,
Assembly Committee.

Mr. Speaker put the question whether the House would concur in said report, so far as the same was agreed to by said conference committee, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|-------------|-------------|------------|---------------|-------------|
| Balcom | Davis | Johnson | Palmer | Speaker |
| Bamler | Dayton | Jones | Penfield | Stannard |
| Bennet | Eaton | Keady | Place | Starr |
| Bentley | J. L. Flagg | Kiernan | Pond | Stevens |
| Bergen | Frear | Kinney | Prince | Sullard |
| Brush | Galvin | Lasher | Purdy | Summer |
| Buel | Gifford | Little | Quinn | Tarbox |
| P. Burns | Gleason | Loughran | Raber | Topliff |
| Button | Guigou | Mallison | Ray | Tower |
| Cady | Halsey | Mann | S. Richardson | Trainer |
| Cameron | Hartman | Matthewson | Riley | Wellington |
| Chapman | Hasbrouck | McKlever | Selkreg | Wells |
| Chism | Hubbard | Miller | Sherman | A. I. Wood |
| W. S. Clark | Humphrey | Moran | Skeels | F. H. Woods |
| Cornwall | Irving | Murphy | Skillman | Younglove |
| Daily | Jacobs | Nicholson | C. L. Smith | |

Those who voted in the negative, were

| | | | | |
|------------|---------|----------|--------|-------------|
| Ackert | Bristol | G. Clark | Decker | F. H. Flagg |
| Bradstreet | | | | |

The chair appointed as a committee of conference on that portion of said report to which the committee do not agree, Messrs. Prince, J. L. Flagg, Bentley, Bradstreet and Younglove.

Mr. Tarbox moved to discharge said committee from any action on said subject of disagreement.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Mr. Tarbox moved to concur in the amendment of the Senate.

Debate ensuing,

Mr. W. S. Clark moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would concur in the Senate amendment upon the subject matter of disagreement of the conference committee, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 21 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-----------------|
| A. H. Andrew | G. Clark | Jones | Place | O. L. Smith |
| Baloom | W. S. Clark | Keady | Pond | L. E. Smith |
| Bamler | Cook | Kiernan | Prince | Speaker |
| Bennet | Corawall | Kinney | Pardy | Stannard |
| Bentley | Davis | Lasber | Quinn | Sullard |
| Bergen | Eaton | Little | Raber | Sumner |
| Bradstreet | F. H. Flagg | Mann | A. Richardson | Tarbox |
| Ebel | Galvin | Matthewson | S. Richardson | Torrey |
| D. Burns | Gleason | Moran | Rider | Tower |
| Button | Halsey | Nelson | Riley | Van Valkenburgh |
| Cady | Humphrey | Nicholson | Sekkreg | Wallington |
| Cameron | Irving | O'Reilley | Sherman | Wiley |
| Campbell | Jacobs | Palmer | Skeels | F. H. Woods |
| Chapman | Johnson | Penfield | Skillman | Younglove |
| Chism | | | | |

Those who voted in the negative, were

| | | | | |
|----------|-------------|-----------|-----------|---------|
| Ackert | Flach | Guigon | Loughran | Murphy |
| Bristol | J. L. Flagg | Hartman | Lounsbury | Topliff |
| Brush | Frear | Hasbrouck | Mallison | Trainer |
| D. Burns | Gifford | Hubbard | McKlever | Wells |
| Daily | | | | |

By unanimous consent,

Mr. W. S. Clark, from the committee on the internal affairs of towns and counties, to which was referred the Senate bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish,' passed May 13, 1867," reported in favor of the passage of the same, with amendments; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Younglove offered for the consideration of the House a resolution, in the words following:

Resolved, That in future Red Books shall contain the name of each insurance company doing business in this State, properly classified as insurance companies of the State of New York, insurance companies of other States, and foreign insurance companies; and further classified as life, accident, fire, marine, live stock and mixed insurance companies, and where mixed, the business of such as indicated by its corporate name, or provided in their charters; and further giving the capital, surplus, assets, cash on hand, investments, number of outstanding policies, amount insured, and all other liabilities of such companies respectively, as shall appear by their last preceding annual statement or report to the Superintendent of the Insurance Department.

Said resolution giving rise to debate,

Ordered, That the same be laid on the table.

The Senate returned the bill entitled "An act for the relief of James Gallagher," with a message informing that they had passed the same, with the following amendments:

Add at the end of section 1 the following: "Either party may appeal to the Canal Board, as in other cases."

Section 2, line 1, strike out the word "Comptroller," and insert in lieu thereof the word "treasurer."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the

members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| A. H. Andrew | W. S. Clark | Hasbrouck | Moran | Selkreg |
| Balcom | Cook | Hubbard | Murphy | Sherman |
| Bamler | Corwall | Humphrey | Nelson | Skeels |
| Bennet | Daily | Jacobs | O'Reilly | Skillman |
| Bentley | Davis | Johnson | Palmer | L. E. Smith |
| Bergen | Dayton | Jones | Penfield | Speaker |
| Bradstreet | Decker | Keady | Place | Stannard |
| Bristol | Eaton | Kiernan | Pond | Star |
| Brush | Flach | Kinney | Prince | Sullard |
| Buel | J. L. Flagg | Lasher | Purdy | Tarbox |
| D. Burns | F. H. Flagge | Little | Quinn | Topliff |
| P. Burns | Frear | Loughran | Raber | Weed |
| Button | Gifford | Mallison | Ray | Wellington |
| Cady | Gleason | Mann | A. Richardson | Wells |
| Cameron | Guigou | Matthewson | S. Richardson | Wiley |
| Campbell | Halsey | McKiever | Rider | A. I. Wood |
| Chapman | Hartman | Miller | Riley | F. H. Woods |
| G. Clark | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to alter the commissioners' map of the city of Brooklyn, and to provide for the improving of and widening of Middle street, in said city, and changing the name of the same," with a message informing that they had passed the same, with the following amendments:

Section 2, lines 3 and 4, engrossed bill, strike out the words "with Belgian pavement." Line 5, same section, strike out the words "all the expenses."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cornwall | Irving | Palmer | G. L. Smith |
| A. H. Andrew | Davis | Jacobs | Penfield | L. E. Smith |
| Balcom | Dayton | Johnson | Place | Speaker |
| Bamler | Eaton | Jones | Pond | Stannard |
| Bennet | Flach | Keady | Prince | Stevens |
| Bergen | J. L. Flagg | Kiernan | Purdy | Sullard |
| Bradstreet | F. H. Flagge | Kinney | Quinn | Tarbox |
| Bristol | Frear | Lasher | Ray | Topliff |
| Brush | Gifford | Little | A. Richardson | Tower |
| Buel | Gleason | Mann | S. Richardson | Trainer |
| D. Burns | Guigou | Matthewson | Rider | Van Valkenburgh |
| Button | Halsey | McKiever | Riley | Wellington |
| Cameron | Hartman | Miller | Selkreg | Wells |
| G. Clark | Hasbrouck | Moran | Sherman | Wiley |
| W. S. Clark | Hubbard | Murphy | Skeels | A. I. Wood |
| Cook | Humphrey | Nicholson | Skillman | F. H. Woods |

For the negative,

P. Burns

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to authorize the boards of supervisors of the counties of Oswego and Onondaga to raise money to complete the payments for the construction of a bridge across the Oneida river, known as Schroepel's bridge," with a message informing that they had passed the same, with the following amendments:

Section 1, line 5, strike out the words "and seventy-five:" also the words "and forty-six cents." Strike out the same words in lines 6 and 7. Strike out the same words in lines 10 and 11, and in line 12.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|-----------|-----------------|
| Ackert | Cook | Hubbard | Murphy | Skillman |
| A. H. Andrew | Cornwall | Humphrey | Nelson | C. L. Smith |
| Balcom | Daily | Irving | Nicholson | L. E. Smith |
| Bamler | Davis | Johnson | Palmer | Stannard |
| Bennet | Decker | Jones | Penfield | Sullard |
| Bergen | Eaton | Keady | Place | Sumner |
| Bradstreet | Flach | Kiernan | Pond | Tarbox |
| Bristol | J. L. Flagg | Kinney | Prince | Topliff |
| Brush | F. H. Flagge | Lasher | Purdy | Tower |
| Buel | Frear | Little | Raber | Trainer |
| D. Burns | Gifford | Loughran | Ray | Van Valkenburgh |
| Button | Gleason | Lounsbury | Rider | Wellington |
| Cady | Guigou | Mallison | Riley | Wells |
| Cameron | Halsey | McKiever | Selkreg | Wiley |
| Chapman | Hartman | Miller | Sherman | A. I. Wood |
| G. Clark | Hasbrouck | Moran | Skeels | F. H. Woods |
| W. S. Clark | | | | |

Those who voted in the negative, were

Mann A. Richardson

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to incorporate the Milton Ferry Company," with a message informing that they had passed the same, with the following amendment:

Strike out section 9, and change the numbers of subsequent sections to correspond.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|----------|-----------|-----------|-------------|
| Balcom | Cook | Hasbrouck | Moran | Skeels |
| Bamler | Cornwall | Hubbard | Murphy | Skillman |
| Bennet | Daily | Humphrey | Nelson | C. L. Smith |
| Bergen | Davis | Irving | Nicholson | L. E. Smith |
| Bradstreet | Dayton | Jones | Palmer | Stannard |

| | | | | |
|-------------|--------------|------------|---------------|-------------|
| Bristol | Decker | Keady | Penfield | Starr |
| Brush | Eaton | Kiernan | Pond | Stevens |
| Buel | Flach | Kinney | Prince | Sumner |
| D. Burns | J. L. Flagge | Lasher | Purdy | Tarbox |
| P. Burns | F. H. Flagge | Little | Quinn | Topliff |
| Button | Frear | Loughran | Ray | Tower |
| Cady | Gifford | Lounsbury | S. Richardson | Weed |
| Cameron | Gleason | Mann | Rider | Wells |
| Campbell | Guigou | Matthewson | Riley | Wiley |
| G. Clark | Halsey | McKiever | Selkreg | A. I. Wood |
| W. S. Clark | Hartman | Miller | Sherman | F. H. Woods |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to incorporate the St. Francis Monastery of the city of Brooklyn," with a message informing that they had passed the same, with the following amendment:

Insert at the end of section 1 the words "subject, however to the provisions of existing laws."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | Cornwall | Humphrey | Murphy | Sherman |
| Balcom | Davis | Irving | Nelson | Skeels |
| Bamler | Dayton | Jacobs | Nicholson | Skillman |
| Bennet | Decker | Jones | Palmer | C. L. Smith |
| Bergen | Eaton | Keady | Penfield | L. E. Smith |
| Bradstreet | Flach | Kiernan | Place | Stannard |
| Bristol | J. L. Flagge | Kinney | Pond | Starr |
| Brush | F. H. Flagge | Lasher | Prince | Sullard |
| Buel | Frear | Little | Purdy | Tarbox |
| D. Burns | Galvin | Loughran | Quinn | Topliff |
| P. Burns | Gifford | Mallison | Ranney | Tower |
| Button | Gleason | Mann | A. Richardson | Van Valkenburgh |
| Cady | Guigou | Matthewson | S. Richardson | Weed |
| Cameron | Halsey | McKiever | Rider | Wellington |
| G. Clark | Hartman | Miller | Riley | Wells |
| W. S. Clark | Hasbrouck | Moran | Selkreg | Younglove |
| Cook | Hubbard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to extend the time for the collection of taxes in Richmond county," with a message informing that they had passed the same, with the following amendments:

Section 1, line 4, after the word "county" insert the words "shall pay over all moneys collected by them and."

Same section, line 5, after the word "bond" insert the words "to the satisfaction of the supervisor of their said towns."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Cook | Humphrey | Murphy | Skeels |
| A. H. Andrew | Cornwall | Irving | Nelson | Skillman |
| Balcom | Davis | Jacobs | Nicholson | C. L. Smith |
| Bamler | Dayton | Johnson | Palmer | L. E. Smith |
| Bennet | Decker | Jones | Penfield | Speaker |
| Bergen | Eaton | Keady | Pond | Stannard |
| Bradstreet | Flach | Kiernan | Prince | Sumner |
| Bristol | J. L. Flagg | Kinney | Purdy | Tarbox |
| Brush | F. H. Flagge | Lasher | Quinn | Topliff |
| Buel | Galvin | Little | Raber | Tower |
| D. Burns | Gifford | Loughran | Ray | Traiber |
| P. Burns | Gleason | Mallison | S. Richardson | Wellington |
| Button | Guigou | Mann | Rider | Wells |
| Cady | Halsey | Matthewson | Riley | Wiley |
| Cameron | Hartman | McKiever | Selkreg | A. I. Wood |
| Chapman | Hasbrouck | Miller | Sherman | Younglove |
| W. S. Clark | Hubbard | Moran | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act to legalize the acts of Francis Hamilton as notary public," with a message informing that they had passed the same, with the following amendment:

Add at the end of section 1 the words "nothing in this act contained shall be taken or held to affect or impair any action or proceeding now pending."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| A. H. Andrew | Cook | Hubbard | Moran | Skeels |
| Balcom | Cornwall | Humphrey | Murphy | Skillman |
| Bamler | Daily | Irving | Palmer | C. L. Smith |
| Bennet | Davis | Jones | Penfield | L. E. Smith |
| Bergen | Dayton | Keady | Pond | Stannard |
| Bradstreet | Decker | Kiernan | Prince | Starr |
| Bristol | Eaton | Kinney | Purdy | Sullard |
| Brush | Flach | Lasher | Quinn | Tarbox |
| Buel | F. H. Flagge | Little | Raber | Topliff |
| D. Burns | Frear | Loughran | Ray | Torrey |
| P. Burns | Galvin | Lounsbury | A. Richardson | Tower |
| Button | Gifford | Mallison | S. Richardson | Weed |
| Cady | Gleason | Mann | Rider | Wellington |
| Cameron | Guigou | Matthewson | Riley | Wells |
| Chapman | Halsey | McKiever | Selkreg | Wiley |
| G. Clark | Hartman | Miller | Sherman | Younglove |
| W. S. Clark | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to authorize the board of trustees of the village of West Troy to purchase a lot and build a house for the use of the John Duffey Steam Fire Company and Tinney Hose Company," with a message informing that they had passed the same, with the following amendment:

Add at the end of section 1 the following: "Provided that a majority of the tax-payers of the village shall vote for the same; and the trustees are hereby empowered to call a special election for this purpose, which shall be advertised in a newspaper printed in said village for ten days previous to said election."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| W. S. Andrews | Cook | Irving | Penfield | L. E. Smith |
| Balcom | Cornwall | Jones | Place | Stannard |
| Bamler | Daily | Keady | Pond | Stevens |
| Bennet | Davis | Kiernan | Prince | Sullard |
| Bergen | Dayton | Kinney | Purdy | Sumner |
| Bradstreet | Decker | Lasher | Raber | Tarbox |
| Bristol | J. L. Flagg | Little | Ray | Topliff |
| Brush | F. H. Flagge | Lounsbury | A. Richardson | Torrey |
| Buel | Frear | Mallison | S. Richardson | Tower |
| D. Burns | Gifford | Mann | Rider | Trainer |
| P. Burns | Gleason | McKiever | Riley | Weed |
| Button | Guigou | Miller | Selkreg | Wellington |
| Cameron | Halsey | Moran | Sherman | Wells |
| Chapman | Hartman | Murphy | Skeels | Wiley |
| G. Clark | Hubbard | Nelson | Skillman | F. H. Woods |
| W. S. Clark | Humphrey | Nicholson | C. L. Smith | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to authorize the Port Richmond and Bergen Point Ferry Company to hold real estate, to increase its capital stock, and to fix rates of ferriage, and to increase its number of directors and for other purposes," with a message informing that they had passed the same, with the following amendments:

Strike out section 4, and insert in lieu thereof the following:

"§ 4. The said company shall, within ninety days after the passage of this act, put on said route a steam ferry boat, suitable for carrying teams and passengers, and shall maintain such steam ferry boat. And in case of failure, the said company shall forfeit all its rights under this act; and in case of such forfeiture, George W. Jewitt, Washington Haers, Anning Smith, John Decker, John H. Van Cleef, Edward McIntosh and John T. Johnston, and their successors, are hereby authorized and empowered to exercise all the powers and franchises of said company, including those by this act conferred, subject to the conditions and provisions of all existing laws applicable to said company."

Insert as section 6 the following:

"§ 6. It shall be lawful for the said company to charge and receive the following rates of ferriage, to wit: To each and every passenger, six cents; every man and horse, twelve cents; for every horse or mule, led or driven, twelve cents; every one horse carriage, with horse and driver, twenty-four cents; every two horse carriage, with horses and driver, fifty cents; every head of neat cattle, eighteen cents; every sheep, calf, hog or goat, five cents. If the said company or any person in their employ shall demand or receive any higher rates of ferriage

than those established by this act, the said company shall forfeit to the party aggrieved the sum of five dollars, to be recovered in any court of this State having cognizance thereof."

Change section 6 to section 7.

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 87 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|------------|---------------|------------|
| A. H. Andrew | Cook | Humphrey | Penfield | Speaker |
| W. S. Andrews | Cornwall | Irving | Place | Stannard |
| Balcom | Davis | Jones | Pond | Starr |
| Bamler | Dayton | Keady | Prince | Stevens |
| Bennet | Decker | Kiernan | Purdy | Sullard |
| Bergen | Eaton | Lasher | Quinn | Sumner |
| Bradstreet | Flach | Little | Raber | Tarbox |
| Bristol | J. L. Flagg | Loughran | Ray | Topliff |
| Brush | F. H. Flagg | Lounsbury | A. Richardson | Tower |
| Buel | Frear | Mallison | S. Richardson | Trainer |
| D. Burns | Galvin | Mann | Rider | Weed |
| P. Burns | Gifford | Matthewson | Riley | Wellington |
| Button | Gleason | McKiever | Selkreg | Wells |
| Cady | Guigou | Miller | Sherman | Wiley |
| Cameron | Halsey | Moran | Skeels | Williams |
| Chapman | Hartman | Murphy | C. L. Smith | A. I. Wood |
| G. Clark | Hasbrouck | Palmer | L. E. Smith | Younglove |
| W. S. Clark | Hubbard | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act authorizing the appraisal and payment of canal damages to Patrick Buckley and Rhody Carey, caused by the water of Champlain canal, in the town of Fort Edward, Washington county," with a message informing that they had passed the same, with the following amendments:

Strike out all of section 1, after the word "thirty-seven," on line 9, engrossed bill, and insert the following: "and if the facts proved or appearing to the satisfaction of said appraisers shall, in their opinion, make out a case of negligence on the part of the State which would create a legal liability were the same established in evidence against a corporation or individual in a court of justice, they shall award damages therefor to said claimant, to be estimated on the legal principles governing the measure of damages in actions at law against individuals or corporations for damages resulting from similar negligence; either party may appeal to the Canal Board, as in other cases."

Section 2, line 2, after the word "any," insert the words "not exceeding six hundred dollars."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 83 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|----------|----------|-------------|
| A. H. Andrew | Cornwall | Hubbard | Palmer | C. L. Smith |
| W. S. Andrews | Daily | Humphrey | Penfield | L. E. Smith |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Balcom | Davis | Irving | Pond | Speaker |
| Bamler | Dayton | Johnson | Prince | Stannard |
| Bennet | Decker | Jones | Purdy | Sullard |
| Bergen | Eaton | Keady | Quinn | Sumner |
| Bradstreet | Flach | Kiernan | Raber | Topliff |
| Bristol | J. L. Flagge | Kinney | Ray | Tower |
| Brush | F. H. Flagge | Lasher | A. Richardson | Trainer |
| Buel | Frear | Lounsbury | S. Richardson | Weed |
| D. Burns | Galvin | Mallison | Rider | Wellington |
| Button | Gifford | Mann | Riley | Wiley |
| Cady | Gleason | Matthewson | Selkreg | Williams |
| Cameron | Guigon | McKiever | Sherman | A. I. Wood |
| Chapman | Halsey | Miller | Skeels | F. H. Woods |
| G. Clark | Hartman | Nelson | Skillman | Younglove |
| Cook | Hasbrouck | Nicholson | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the Senate bill entitled "An act supplementary to chapter 489 of the laws of 1867, and to provide for the collection and application of revenue, in the county of New York, in certain cases," with a message informing that they had non-concurred in the amendments made thereto by the Assembly.

Mr. W. S. Clark moved that the House recede from its amendments.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 68 }
{ NOES 20 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|-------------|------------|
| A. H. Andrew | Dayton | Irving | O'Reilley | Starr |
| Balcom | Decker | Jacobs | Palmer | Sullard |
| Bennet | Eaton | Jones | Penfield | Sumner |
| Bentley | Flach | Keady | Pitts | Topliff |
| Bradstreet | F. H. Flagge | Kinney | Purdy | Torrey |
| Brush | Frear | Little | Quinn | Tower |
| Cameron | Galvin | Loughran | Rider | Weed |
| Campbell | Gifford | Lounsbury | Riley | Wellington |
| Chapman | Gleason | Mallison | Sherman | Wells |
| Chism | Guigon | Mann | Skillman | Wiley |
| G. Clark | Halsey | Matthewson | C. L. Smith | Williams |
| W. S. Clark | Hasbrouck | Miller | L. E. Smith | A. I. Wood |
| Cornwall | Hubbard | Nelson | Stannard | Younglove |
| Daily | Humphrey | Nicholson | | |

Those who voted in the negative, were

| | | | | |
|---------------|----------|--------|---------------|------------------|
| W. S. Andrews | Johnson | Moran | Ray | Speaker |
| Bamler | Kiernan | Murphy | A. Richardson | Tarbox |
| Bergen | Lasher | Pond | S. Richardson | Trainer |
| P. Burns | McKiever | Raber | Selkreg | Van Valkenb'rght |

When the name of Mr. Bergen was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Johnson was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Starr was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have receded from their amendments.

The Senate returned the bill entitled "An act to amend chapter 280, section 73, Laws of 1847, relating to a reporter for the Supreme Court," with the following message:

In pursuance of a resolution of the Senate, the Governor having returned the bill entitled "An act to amend chapter 280, section 73, Laws of 1847, relating to a reporter for the Supreme Court," and the vote on the final passage thereof having been reconsidered, a majority of all the Senators elected, three-fifths being present, the same was on motion of Mr. Banks, amended by striking out in section 1, lines 6 and 7, engrossed bill, the words "eight judges of the Supreme Court having the shortest term to serve," and inserting in lieu thereof the words "Governor, Secretary of State and Attorney General." Same section, line 21, strike out the word "and." Also same line, after the word "contents," insert the words "and index." After which the bill was again read the third time and passed, a majority of all the Senators elected voting in favor thereof, three-fifths being present, and the bill ordered to be sent to the Assembly for concurrence.

Mr. Speaker put the question whether the House would agree to reconsider the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 18 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| A. H. Andrew | Daily | Humphrey | Palmer | C. L. Smith |
| Balcom | Dayton | Jacobs | Penfield | L. E. Smith |
| Bamler | Decker | Jones | Pitts | Speaker |
| Bennet | Eaton | Little | Place | Stannard |
| Bradstreet | Flach | Loughran | Prince | Starr |
| Buel | F. H. Flagge | Lounsbury | Purdy | Sumner |
| D. Burns | Furman | Mallison | Quinn | Tarbox |
| P. Burns | Galvin | Mann | Raber | Topliff |
| Button | Gleason | Matthewson | Ray | Tower |
| Cameron | Guigou | McKiever | A. Richardson | Van Valkenburgh |
| Chapman | Halsey | Miller | S. Richardson | Weed |
| Chism | Hartman | Murphy | Selkreg | Wells |
| G. Clark | Hasbrouck | Nelson | Sherman | Wiley |
| W. S. Clark | Howard | Nicholson | Skeels | A. I. Wood |
| Cook | Hubbard | O'Reilly | Skillman | F. H. Woods |
| Cornwall | | | | |

Those who voted in the negative, were

| | | | | |
|---------|----------|---------|---------|-----------|
| Bentley | Campbell | Kiernan | Rider | Torrey |
| Bergen | Frear | Lasher | Riley | Trainer |
| Bristol | Gifford | Moran | Sullard | Younglove |
| Brush | Johnson | Pond | | |

Mr. Speaker then put the question whether the House would concur in the amendments of the Assembly to said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 70 }
{ NOES 14 }

Those who voted in the affirmative, were

| | | | | |
|---------------|----------|---------|----------|-------------|
| A. H. Andrew | Cornwall | Jones | O'Reilly | Skillman |
| W. S. Andrews | Daily | Kiernan | Palmer | L. E. Smith |

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Balcom | Dayton | Lasher | Penfield | Stannard |
| Bamler | Eaton | Little | Pitts | Starr |
| Bennet | F. H. Flagge | Loughran | Place | Sumner |
| Bradstreet | Galvin | Lounsbury | Prince | Tarbox |
| P. Burns | Gleason | Mallison | Purdy | Topliff |
| Button | Guigou | Mann | Quinn | Torrey |
| Chameron | Halsey | Matthewson | Raber | Tower |
| Chapman | Hartman | McKiever | Ray | Van Valkenburgh |
| Chism | Hasbrouck | Miller | A. Richardson | Weed |
| G. Clark | Hubbard | Murphy | S. Richardson | Wells |
| W. S. Clark | Humphrey | Nelson | Selkreg | Wiley |
| Cook | Jacobs | Nicholson | Sherman | F. H. Woods |

Those who voted in the negative, were

| | | | | |
|---------|----------|-------|---------|-----------|
| Bentley | D. Burns | Moran | Riley | Trainer |
| Bergen | Gifford | Pond | Speaker | Younglove |
| Brush | Johnson | Rider | Sullard | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act relative to the county of New York, to provide for the support and uses of the county government by tax, and to improve its property, increase its revenues, and to regulate its officers and its expenditures," with a message informing that they had passed the same with the following amendments:

Section 1, line 16, strike out the words "seventy-five," and insert in lieu thereof the word "thirty."

Same section, line 21, strike out the word "fifteen," and insert the word "ten."

Same section, line 23, strike out the word "sixty," and insert the word "forty."

Page 2, line 3, strike out the words "one hundred and five," and insert the word "ninety."

Same page, lines 4 and 5, strike out the following: "Copying public documents, county clerk's office, ten thousand dollars."

Same page, lines 6 and 7, item for lighting and supplying county offices, strike out the words "one hundred and twelve," and insert the word "ninety."

Same page, line 12, item for printing for Legislative department, strike out the words "seventy-five," and insert the word "forty."

Same page, line 15, item for printing for Executive department, strike out the word "fifty," and insert the words "twenty-five."

Line 16, item for repairs to county buildings, strike out the word "fifty," and insert the word "forty."

Line 19, items for stationery, law and blank books, strike out the word "eighty," and insert the word "forty."

Add after line 30 the following: "For salaries of the Tax Commissioners' office, rendered necessary by the recent decisions of the Court of Appeals, the sum of thirty-two thousand and sixty-six dollars and sixty-three cents, or so much thereof as may be necessary, to be paid upon the certificate of the Tax Commissioners."

Line 31, item for salaries of judiciary, strike out the word "five," and insert the word "four." Same line, strike the words "ninety-six," and insert the words "seventy-one."

Same page, line 32, same item, strike out the words "nine hundred." Same line, strike out the words "eighty-eight," and insert the word "thirteen."

Strike out from and including line 33 on page 2, down to and including line 12 on page 3, the words following: "And eighty-eight dollars and five cents, which sum shall include the increase of salaries as provided and adopted this year by the several resolutions of the board of

supervisors of the city and county of New York, making such increase to the several justices and judges of the civil and criminal courts therein, and also to each of the subordinate officers of said courts named in the said resolutions, which resolutions and the various resolutions of the board of supervisors, creating offices and officers since the first day of January, one thousand eight hundred and sixty-eight, are hereby legalized; and also including the sum of six thousand dollars each for the salaries of the clerks of the Superior Court and the Court of Common Pleas, and two thousand dollars for the salary of the naturalization clerk in the Superior Court, which several salaries are hereby fixed at said amounts annually, from"; and insert the following: "And the salary of the clerk of the Superior Court of said city is hereby fixed at the sum of six thousand dollars per annum, to take effect from and after."

Page 3, line 16, item for preserving records in clerk's office, strike out the word "fifty," and insert the word "twenty."

Same page, line 21, item for making assessment maps, strike out the word "sixty" and insert the word "forty."

Strike out from and including line 31, page 3, down to and including the word "but," on line 31, page 4, the words following:

"The costs, disbursements and counsel fees incurred during the Tax Commissioners' controversy, in the matter of The People, on the relation of the Attorney-General vs. J. M. Raymond and Ira O. Miller, the further sum of five thousand five hundred dollars to be paid to Henry H. Anderson, and seven thousand five hundred dollars to Ira O. Miller and J. M. Raymond, and to be paid by the Comptroller on vouchers filed.

"The counsel fees, costs and legal disbursements incurred by the board of county canvassers and by William Joice and the late Supervisor Joseph B. Taylor, in the matter of the litigation between those parties touching the rights to seats in the board of supervisors, fifteen thousand dollars, which sum, or so much thereof as may be necessary, the Comptroller is hereby authorized and directed to adjust and pay to Abraham R. Lawrence, Jr., John McKeon and the other attorneys and counselors interested therein.

"For such amount as shall be reported by Charles O'Connor, Henry E. Davies and Samuel J. Tilden, to the board of supervisors, to be due to Nelson J. Waterbury, for services rendered by him as district attorney, for which he is entitled to compensation, over and above the amounts received by him, and for disbursements by him while holding said office, and for services rendered and expenses incurred by him in connection with criminal prosecutions since he ceased to hold said office, which amount, upon the confirmation of such report by the board of supervisors, the Comptroller of the city and county of New York is hereby authorized and directed to pay.

"To A. Oakley Hall, in full for his bill and subsisting claim of counsel fees for legal services rendered the boards of coroners and police justices of the city of New York, for the six years ending December thirty-first, eighteen hundred and sixty-seven, the sum of twelve thousand dollars, being at the rate of one thousand dollars per year for each branch of said legal services, and to be paid him by the Comptroller of the city of New York."

Strike out from and including the word "and," line 33, page 4, down to and including the word "aforesaid," on line 6, page 5, the words following: "And the board of supervisors shall so designate a yearly compensation equal to the allowances and salaries fixed by statutes and ordinances for the incumbent of the office of counsel for the corporation of the city of New York, and which yearly compensation shall be in

lieu of all fees and costs arising out of suits upon forfeited recognizances, and in lieu of any claim for legal services hereafter to be rendered by said district attorney to the board aforesaid;" and insert the words, "twelve thousand dollars per annum in full for his services as such district attorney."

Page 5, line 8, after the word "eight" strike out the word "the," and insert the words "there shall be but three." Same line, after the word "attorneys" strike out the word "shall," and insert the words "for said county shall each."

Lines 8 and 9, strike out the words "and the board of supervisors shall so designate."

Add at the end of line 9, the words "of five thousand dollars and no more."

Strike out from and including line 10, page 5, down to and including line 32, same page, the words following:

—"equal to the salary designated by said board to the city judge.

"For the satisfaction of the judgment recovered against the county by Catharine McGarry, as administratrix of the estate of Patrick McGarry, the sum of four thousand eight hundred and ninety-three dollars and eighteen cents, with interest from December twelfth, eighteen hundred and sixty-seven, to be paid to the said administratrix.

"For the expenses of the board of audit, in the year eighteen hundred and sixty-seven, in auditing claims against said county, twelve thousand three hundred and twenty-one dollars and sixty-six cents.

"For the payment of the claim of Elizabeth M. Auld, one thousand five hundred dollars, for services rendered by her late husband, J. B. Auld, in the mayor's office, to be paid on the resolution of the board of supervisors.

"For the payment of the claim of John B. McKean, four thousand dollars, for compiling and preparing supreme court general calendar for years eighteen hundred and sixty-three, eighteen hundred and sixty-four, eighteen hundred and sixty-five, eighteen hundred and sixty-six, and eighteen hundred and sixty-seven, to be paid on the audit of the board of supervisors."

And insert the following:

"For the board of audit created by chapter 806 of the Laws of 1867, for expenses incurred in 1867 for advertising as required by said act, a sum not exceeding three thousand dollars; for fitting up of rooms occupied by said board and for furniture, a sum not exceeding two thousand five hundred dollars; for clerk hire and stenographer, a sum not exceeding two thousand five hundred dollars; for printing, books, stationery, and incidental expenses, a sum not exceeding one thousand dollars; for expenses incurred and to be incurred in 1868, for clerk hire and stenographer, a sum not exceeding three thousand seven hundred and fifty dollars; and for printing, stationery, books, and incidental expenses, a sum not exceeding one thousand dollars; for salaries of the five members of said board, for services in 1867, a sum not exceeding three thousand one hundred dollars, and for salaries of said members for services in 1868, a sum not exceeding six thousand dollars, said salaries to be at the rate of ten dollars per day, but no payment to be made for any services rendered on any day for which said members shall receive pay in pursuance of chapter 586 of the Laws of 1867. Said board is hereby required to finally decide, before September 1st, 1868, all claims presented to it, on which day it shall cease to exist. All such claims shall be decided on such testimony as shall be presented prior to a day to be fixed by said board, and no claim shall be withdrawn without the con-

sent of said board. In case of the death, resignation or absence of any member of said board, the remaining members may act with all the powers of the board, provided a majority of the whole original members shall act. But if said board shall be restrained from acting either by injunction or stay, then the said board may continue to act for as many additional days after September first, and after the dissolution of injunction, as said injunction shall continue, not exceeding fifty days.

"Any deficiency in the amount appropriated for any of the classes of expense of said board of audit, may be supplied by a transfer of any excess that may exist in the appropriation for any other class of expenses of said board."

Page 6, item "new court-house," lines 6 and 7, strike out the words "two millions of," and insert in lieu thereof the words "eight hundred thousand."

Strike out from and including line 25, on page 6, down to and including line 18, on page 7, the words following:

"§ 2. Whenever the Comptroller shall have reason to believe that any judgments now of record, or which may be hereafter obtained against the county of New York, shall have been obtained by collusion or founded in fraud, he is hereby authorized and required to take all proper and necessary measures to open and reverse the same, and to use the name of the said county and to employ counsel for such purpose, and whenever any legal or equitable claim is put into suit against the said county after it has been duly audited by the board of supervisors, the said Comptroller is authorized, in order to save expense of litigation and interest arising on said claims, to adjust the same, and when adjusted to duly provide for its payment, and on payment to obtain and file full releases and acquittances from claimants.

"§ 3. No judgment against the county of New York shall be valid unless it shall be proved that the claim on which the action is brought has been presented to the board of supervisors of said county, and passed on by them, or that they have unreasonably refused or omitted to take action on the same. Before any execution shall be issued on any such judgment, notice of the recovery thereof shall be given to the Comptroller, and he shall be allowed ten days to provide for its payment.

"§ 4. The provisions of section 3 of chapter 240 of the Laws of 1861 are hereby declared to be in force and effect, and re-enacted so as to be made applicable to county affairs."

Change number of subsequent sections to correspond.

Strike out section 5 and insert as sections 3, 4 and 5 the following:

"§ 3. The said several sums shall be applied only to the object and purposes for which the same are hereby appropriated, except as herein otherwise provided, and neither the board of supervisors of said county, nor any officer, agent or member thereof, or head of department, shall incur any liability or make any contracts, or permit or vote for, or authorize, audit or allow, directly or indirectly, any expenditure or expenditures for any of the objects and purposes specified, the aggregate of which expenditures and of the liabilities under such contracts shall exceed the sum appropriated for said purposes, or for any other purpose or object than that herein specified; and the board of supervisors of the county of New York are hereby prohibited from creating any new office or department, or increasing the salaries of those now in office or their successors, and any such member, officer, head of department or official assenting to the incurring of any liability beyond the sums so appropriated, or the creation of any new officer or department, or the increase of any salary, shall be individually, jointly and severally liable to pay

such amounts to the person or persons who, on the faith thereof, shall furnish any articles or render any services; and no person or persons furnishing such service under such appointment shall have any claim against the county of New York therefor.

"§ 4. Hereafter all estimates for the anticipated annual expenditures of all boards and departments of the county government of New York shall be made by the chief officer of every such board and department in connection with the Mayor and Comptroller of said city, and submitted to the board of supervisors of said county, at the first meeting thereof in January of each year; and said estimate, whether acted upon or not by said board and department for such annual expenditures of the year when so presented, and to include all expenses that in the opinion of the said officers are deemed necessary.

"§ 5. This act shall take effect immediately."

Amend the title so as to read as follows: "An act to make provision for the government of the county of New York."

The amendments having been read,

Mr. Fear offered for the consideration of the House a resolution, in the words following:

Resolved, That the House non-concur in the following Senate amendments:

Striking out "copying public documents in county clerk's office, ten thousand dollars," in line 4, page 2, engrossed bill.

In striking out, in lines 31 and following, pages 2 and 3, engrossed bill, from the following: "Salaries, judiciary, five hundred and eighty thousand four hundred and eighty-eight dollars and five cents, which sum shall include the increase of salaries as provided and adopted this year by the several resolutions of the board of supervisors of the city and county of New York, making such increase to the several justices and judges of the civil and criminal courts therein, and also to each of the subordinate officers of said courts named in the said resolutions, which resolutions and the various resolutions of the board of supervisors, creating offices and officers since the first day of January, one thousand eight hundred and sixty-eight, are hereby legalized; and also including the sum of six thousand dollars each for the salaries of the clerks of the Superior Court and the Court of Common Pleas, and two thousand dollars for the salary of the naturalization clerk in the Superior Court, which several salaries are hereby fixed at said amounts annually, from the first day of January, one thousand eight hundred and sixty-eight," the words "five hundred and eighty thousand four hundred and eighty-eight dollars and five cents," and substituting therefor the words "four hundred and seventy-one thousand and thirteen dollars and five cents;" and in striking out all the paragraphs following in relation to salaries, judiciary.

In striking out the following, beginning at line 31 and following, pages 3 and 4 engrossed bill, to wit:

"The costs, disbursements and counsel fees incurred during the Tax Commissioners' controversy, in the matter of The People, on the relation of the Attorney General vs. J. M. Raymond and Ira O. Miller, the sum of five thousand five hundred dollars to be paid to Henry H. Anderson, and seven thousand five hundred dollars to Ira O. Miller and J. M. Raymond, and to be paid by the Comptroller on vouchers filed.

"The counsel fees, costs and legal disbursements incurred by the board of county canvassers and by William Joice, and the late supervisor, Joseph B. Taylor, in the matter of the litigation between those parties

touching the rights to seats in the board of supervisors, fifteen thousand dollars, which sum, or so much thereof as may be necessary, the Comptroller is hereby authorized and directed to adjust and pay to Abraham R. Lawrence, Jr., John McKeon and the other attorneys and counselors interested therein.

"For such amount as shall be reported by Charles O'Connor, Henry E. Davies and Samuel J. Tilden, to the board of supervisors, to be due to Nelson J. Waterbury, for services rendered by him as district attorney, for which he is entitled to compensation, over and above the amounts received by him, and for disbursements by him while holding said office, and for services rendered and expenses incurred by him in connection with criminal prosecutions since he ceased to hold said office, which amount, upon the confirmation of such report by the board of supervisors, the Comptroller of the city and county of New York is hereby authorized and directed to pay."

In striking out the following, beginning at line 24, page 4 engrossed bill, and ending line 10, page 5 engrossed bill, to wit:

"To A. Oakey Hall, in full for his bill and subsisting claim of counsel fees for legal services rendered the boards of coroners and police justices of the city of New York, for the six years ending December thirty-first, eighteen hundred and sixty-seven, the sum of twelve thousand dollars, being at the rate of one thousand dollars per year for each branch of said legal services, and to be paid him by the Comptroller of the city of New York; but from and after the first day of January, A. D. eighteen hundred and sixty-eight, the district attorney of the county of New York shall receive, and the board of supervisors shall so designate, a yearly compensation equal to the allowances and salaries fixed by statutes and ordinances for the incumbent of the office of counsel for the corporation of the city of New York, and which yearly compensation shall be in lieu of all fees and costs arising out of suits upon forfeited recognizances, and in lieu of any claim for legal services hereafter to be rendered by said district attorney to the board aforesaid. And from and after the first day of January, A. D. eighteen hundred and sixty-eight, the assistant district attorneys shall receive, and the board of supervisors shall so designate, a yearly salary equal to the salary designated by said board to the city judge,"

And in substituting therefor the following:

"From and after the first day of January, A. D. eighteen hundred and sixty-eight, the district attorney of the city of New York shall receive twelve thousand dollars per annum in full for his services as such district attorney. And from and after the first day of January, A. D. eighteen hundred and sixty-eight, there shall be but three assistant district attorneys for said county, who shall each receive a yearly salary of five thousand dollars and no more."

In striking out on lines 21 to 24, page 5, the following words:

"For the payment of the claim of Elizabeth M. Auld, one thousand five hundred dollars, for services rendered by her late husband, J. B. Auld, in the mayor's office, to be paid on the resolution of the board of supervisors."

In striking out, on line 25 and following lines, pages 6 and 7, engrossed bill, the following words:

"§ 2. Whenever the comptroller shall have reason to believe that any judgments now of record, or which may be hereafter obtained against the county of New York, shall have been obtained by collusion or founded in fraud, he is hereby authorized and required to take all proper and necessary measures to open and reverse the same, and to use the

name of the said county and to employ counsel for such purpose, and whenever any legal or equitable claim is put into suit against the said county after it has been duly audited by the board of supervisors, the said comptroller is authorized, in order to save expense of litigation and interest arising on said claims, to adjust the same, and when adjusted to duly provide for its payment, and on payment to obtain and file full releases and acquittances from claimants.

"§ 3. No judgment against the county of New York shall be valid unless it shall be proved that the claim on which the action is brought has been presented to the board of supervisors of said county, and passed on by them, or that they have unreasonably refused or omitted to take action on the same. Before any execution shall be issued on any such judgment, notice of the recovery thereof shall be given to the comptroller, and he shall be allowed ten days to provide for its payment."

In adding section (additional) number three, in Senate amendments, beginning as follows:

"The said several sums shall be applied," &c. (*See Senate Message, p. 1656.*)

And that the House concur in all the other amendments of the Senate. Mr. Frear moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Balcom | Cornwall | Humphrey | Nicholson | Skillman |
| Bamler | Daily | Irving | O'Reilly | C. L. Smith |
| Bennet | Dayton | Jacobs | Palmer | Speaker |
| Bentley | Decker | Johnson | Penfield | Stannard |
| Bergen | Eaton | Jones | Pitts | Stevens |
| Bradstreet | Flach | Kiernan | Place | Tarbox |
| Bristol | J. L. Flagg | Lasher | Prince | Topliff |
| Brush | F. H. Flagge | Little | Purdy | Tower |
| D. Burns | Frear | Loughran | Quinn | Trainer |
| P. Burns | Galvin | Lounsbury | Raber | Van Valkenburgh |
| Button | Gifford | Mann | A. Richardson | Wells |
| Cameron | Guigou | Matthewson | S. Richardson | Wendover |
| Campbell | Halsey | McKiever | Rider | Wiley |
| G. Clark | Hartman | Miller | Riley | Williams |
| W. S. Clark | Hasbrouck | Moran | Selkreg | A. I. Wood |
| Cook | Hubbard | Murphy | Skeels | Younglove |

Ordered, That the Clerk return said bill to the Senate, with an appropriate message.

The Senate returned the bill entitled "An act to make provision for the government of the city of New York," with a message informing that they had passed the same with the following amendments:

Page 1, line 19, after the word "comptroller," add the following:

"The mayor and comptroller of the city of New York are hereby directed to select four daily and three weekly newspapers, published in the city of New York, as papers wherein the proceedings of the common council, or of either branch thereof, and the notices of its committees, shall be published, and shall communicate to the common council and to the clerks of each board thereof, the names and titles of the papers which

they have selected as official papers. And no proceedings of the common council, or of either branch thereof, or notice of its committees, shall be officially published in any other paper or papers; and hereafter the said corporation shall not be liable for any debt incurred for advertising in contravention of this provision, and no person or corporation other than the proprietors of such selected papers shall be entitled to receive any money from or recover any judgment against the mayor, aldermen and commonalty of the city of New York for publishing or advertising the proceedings of the common council, or of either board thereof, or notices of its committees."

Same page, lines 29 and 30, strike out the words following: "and ten thousand dollars for annual compensation of the commissioners, hereby fixed."

Same page, line 31, change the word "thirty" to the word "twenty."

Page 2, line 15, after the words "sixty-three," insert the following: "Also, including one thousand dollars to F. B. Carpenter for the whole-length portrait of ex-Governor Myron H. Clark, according to a resolution passed by the common council and approved by the mayor, January 3, 1863."

Same line, strike out the words "one hundred," and insert the word "sixty."

Line 21, strike out the word "two," and insert the word "one."

Line 23, strike out the words "fifteen hundred," and insert the words "one thousand."

Lines 32 and 33, strike out the item relative to New York Dispensary in the words following: "To the New York Dispensary, to aid in the erection of a new building, ten thousand dollars."

Page 3, lines 1 and 2, strike out item in words following:

"To the Manhattan Dispensary, towards the erection of a building, five thousand dollars."

Line 5, add after the word "dollars," the following: "and six thousand dollars for employees, provided by law of 1868."

Line 6, strike out the word "ten," and insert the word "five."

Strike out from lines 8, 9 and 10 the words following: "including expenses in defense of suits now pending against the comptroller or hereafter to be brought against, or defended by him in his official capacity, thirty," and insert in lieu thereof the word "twenty."

Line 17, in item in relation to street department contingencies, strike out the word "twenty," and insert the word "fifteen."

Line 18, in item for contingencies of Croton aqueduct board, strike out the word "five," and insert the word "ten."

Line 22, add at the end thereof the following: "And the board of commissioners of the Central Park is hereby authorized to include in the estimate which said board is now authorized to make for moneys required for the maintenance and government of the said Park, such further sum, not exceeding fifty thousand dollars annually, as said board may require for that purpose."

Lines 23 and 24, (items relative to deficiencies in Croton aqueduct department), strike out the words "two thousand five hundred," and insert in lieu thereof the words "one thousand."

Line 29, (relative to St. Vincent's Hospital), strike out the word "five," and insert the word "three."

Strike out the words following on pages 3 and 4, down to and including line 10, on page 5:

"For the Protestant Dutch Church of Bloomingdale, to pay taxes, fourteen hundred dollars and thirty-seven cents, Digitized by Google

"For the Church of St. Paul the Apostle, to pay assessments, sixteen hundred and twenty-six dollars and eighty-two cents.

"For the Dutch Reformed Church, at One-hundred-and-twenty-first street and Third avenue, to pay assessments, five hundred and twenty-one dollars and fifty-five cents.

"For the Church of St. John the Baptist, in Thirtieth street, to pay assessment, one thousand dollars.

"For the Presbyterian Church, corner One-hundred-and-twenty-sixth street and Ninth avenue, to pay assessments, sixteen hundred dollars.

"For the German Reformed Catholic Church of St. Joseph, corner Ninth avenue and One-hundred-and-twenty-fifth street, to pay assessments, one thousand nine hundred dollars.

"For St. Lawrence's Church, in Eighty-fourth street, near Fourth avenue, to pay assessments and taxes, one thousand two hundred dollars.

"For the Presbyterian Church, corner Thirty-first street and Ninth avenue, to pay assessments, two hundred and fifty dollars.

"For the Roman Catholic Orphan Asylum, to redeem property from sale for unpaid assessments, six thousand dollars.

"For congregation of Beth Hammerdrath, to pay taxes, two hundred dollars.

"For the Convent of the Sacred Heart, to pay assessments, one thousand and ten dollars and fifty-eight cents."

Page 5, lines 11, 12 and 13 (item nursery and child's hospital), strike out the words "five hundred dollars, or so much thereof as may be necessary to pay assessments," and insert in lieu thereof the word "dollars."

Strike out lines 14, 15 and 16, in the words following:

"For the Ebenezer Baptist Church in Thirty-sixth street, to pay assessments, two hundred and nine dollars and seven cents.

"For the Blind Mechanics' Association, six thousand dollars."

Section 18 (item, St. Joseph's Church), strike out the word "five," and insert the word "three."

Lines 21 and 22 (item, Ladies' Union Aid Society), strike out the words "towards the erection of a new building, ten," and insert the word "five."

Strike out from line 22 down to and including line 32, in words following:

"For the school attached to St. Bridget's church, corner avenue B and Eighth street, five thousand dollars.

"For the school attached to the church of the Immaculate Conception in Fourteenth street, five thousand dollars.

"For the school attached to St. James' Church, corner New Bowery and James street, five thousand dollars.

"For the German Mission House Association, two thousand five hundred dollars.

"For the school attached to the church of 'Our Lady of Sorrows,' in Pitt street, five thousand dollars."

Page 6, lines 1 and 2, strike out the words following:

"For the New York Magdalen Benevolent Society, three thousand dollars."

Line 3 (item St. Lawrence's Parochial school), strike out the word "rebuilding;" also strike out the word "ten" and insert the word "five."

Strike out lines 5 and 6, in the words following:

"For the school attached to St. Paul's Church, Harlem, five thousand dollars."

Strike out lines 9 and 10, in words following:

"For the school attached to the Transfiguration Church in Mott street, five thousand dollars."

Line 12 (item Lying-in Asylum), strike out the word "five" and insert the word "three."

Lines 13, 14, 15, 16, 17 and 18, strike out the words following:

"For the school of St. Michael's Church, corner Thirty-first street and Ninth avenue, five thousand dollars.

"For the school of St. Mary's Church in Grand street, five thousand dollars.

"For the New York Infirmary for Women and Children, one thousand dollars."

Line 20 (item, for the New York Medical College and Hospital for Women), strike out the words "to aid in the purchase of suitable premises, ten" and insert the word "five."

Line 24 (item, St. Theresa Church), strike out the word "five" and insert the word "three."

Strike out from line 25 to and including line 6 on page 7, in the words following:

"For St. Luke's Home, in Hudson, opposite Grove street, two thousand dollars.

"For the Patriots' Orphans' Home, five thousand dollars.

"For the school attached to St. Anthony's Church in Sullivan street, five thousand dollars.

"For the school attached to St. Peter's Church in Barclay street, five thousand dollars.

"For the New York Female Assistance Society, five thousand dollars.

"For the school attached to St. Stephen's Church in East Twenty-eighth street, five thousand dollars."

Page 7, strike out from line 9 down to and including line 16, in the words following:

"For the school attached to the church of St. John the Baptist in West Thirtieth street, between Seventh and Eighth avenues, two thousand dollars.

"For the Young Men's Christian Association, five thousand dollars.

"For the Women's Prison Association, No. 191 Tenth avenue, three thousand dollars.

"For the school attached to St. Francis' Church in West Thirty-first street, two thousand dollars."

Strike out from line 21 to line 24 inclusive, in words following:

"For the school of St. Columba Church in Twenty-fifth street, five thousand dollars.

"For the Women's Homœopathic Infirmary, five thousand dollars.

"For the Association of the Sheltering Arms, ten thousand dollars.

Strike out from line 26 the following:

"For the Prison Association, five thousand dollars."

Line 32, (item, Sisters of Mercy), strike out the word "fifty," and insert the word "twenty-five;" and add after the word "dollars" the words "on condition that an equal amount be raised by private subscription within the year 1868."

Strike out lines 33 and 34 in words following:

"For the school attached to St. Alphonsus Church, No. 10 Thompson street, five thousand dollars."

Page 8, strike out lines 1 to 8, inclusive, in words following:

"For the school attached to St. Francis Xavier, in Sixteenth street, five thousand dollars.

"For the school attached to St. Vincent Ferrer, four thousand dollars.

"For the school attached to St. Joseph's Church at Manhattanville, one thousand dollars.

"For the school attached to St. Matthew's Church at Manhattanville, one thousand dollars."

Strike out lines 12 to 18, inclusive, in words following:

"For the New York Ophthalmic Hospital, five thousand dollars.

"For the Mariner's Family Industrial Society, five thousand dollars.

"For the school attached to the Church of the Holy Cross, in Forty-second street, three thousand dollars.

"For school attached to St. Gabriel's Church, East Thirty-seventh street, five thousand dollars."

Line 22 (item, election expenses), strike out the word "seventy-three," and insert the word "thirty-five," and add at the end thereof the words: "for arrearages city election expenses for 1866 and 1867, twenty-seven thousand five hundred dollars."

Strike out lines 24 to 28, inclusive, in words following:

"For the grading and regulating Hamilton square, in the city of New York, thirty thousand dollars.

"House of the Good Shepherd, for the erection of a building on their own premises, at the foot of Eighty-ninth street, East river, fifty thousand dollars."

Page 9, strike out from and after the word "interest," in line 4, down to the word "the," in line 6, the words following: "as set forth in a report to the Legislature, made in pursuance of chapter 646, Laws of 1865."

Line 13 (item, lands and places), strike out the word "society," and insert the words "forty-five;" also strike out the words "four hundred and fifty."

Strike out lines 17 and 18, in words following:

Northwestern Dispensary, ten thousand dollars, to aid in the erection of a new building."

Line 25 (item, printing for common council), strike out the words "one hundred," and insert the word "sixty."

Line 26 (item, printing for departments), strike out the word "fifty," and insert the word "forty."

Line 27 (item, public buildings), strike out the word "seventy-two," and insert the word "seventy-seven."

Add at the end of line 25 the following: "to be expended under the direction of the board of health."

Page 10, line 4 (item, obstructions in streets), strike out the word "five," and insert the word "four."

Line 12 (item, repairing High Bridge road), strike out the word "thirteen," and insert the word "three."

Strike out lines 14, 15 and 16, in the words following: "roads and avenues, sprinkling, twenty thousand dollars, to be expended by the street commissioner in the employment of suitable persons therefor."

Strike out after the word "dollars," in line 18, to and including the word "city," on line 21, in the words following: "the contract or agreement therefor to be made under such stipulations, and with such person or persons as the street commissioners shall decide to be for the best interests of the city," and insert in lieu thereof the words "the work to be done by contract or agreement, as provided by law, under the direction of the street department, and no contract to be made in excess of the sum herein authorized."

Strike out from the word "department," on line 22, to and including the word "dollars," on line 30, in the words following: "including additional compensation to the members of the board of aldermen, making the annual salaries of the members thereof respectively three thousand five hundred dollars; also seven thousand five hundred dollars annual

salary of the clerk of the common council; five thousand dollars annual salary of his deputy, and twelve hundred dollars annual salary of the assistant librarian of the city, two hundred and eleven thousand four hundred and fifty dollars," and insert the words "one hundred and thirty-three thousand and eight hundred dollars."

Page 11, add at the end of line 3, the words "provided the aggregate amount does not exceed the sum hereby appropriated."

Lines 4 and 5 (item, street department), strike out the words "forty-three," and insert the words "thirty-seven."

Lines 5 and 6, strike out the words "including four keepers of corporation grounds."

Strike out after the word "cents," down to and including the word "inclusive" in line 24, being the words following: "also the further sum of forty thousand dollars, being five thousand dollars to each of the police justices, for extra services in holding court on Sundays, from eighteen hundred and sixty-four to eighteen hundred and sixty-eight, both years inclusive."

Line 24 (item, stationery), strike out the words "fifty-five," and insert the word "forty."

Line 26 (item, sewers), strike out the word "sixty," and insert the words "one hundred and four."

Line 27 (item, street improvements), strike out the word "twenty," and insert the word "ten."

Line 30 (item, supplies for public offices), strike out the word "five."

Line 32 (item, water-pipes), strike out the words "three hundred thousand dollars," and insert the words "four hundred and forty-eight thousand four hundred and seventy dollars."

Line 34 (item, wells), strike out the words "under the direction of the street department."

Line 35 (item, wharves, piers, &c.), strike out the words "four hundred and ninety-seven," and insert the words "three hundred."

Page 12, strike out lines 24, 25, 26, 27 and 28, in words following:

"For paving Tompkins-square, set apart for a military parade ground, with the Fisk concrete or other suitable pavement, so as to make the same available for parade purposes, the sum of sixty thousand dollars, to be expended by or under the direction of the street department."

Strike out lines 34 and 35 on page 12, and line 1 on page 13, the words following:

"For the purchase of an offal depot for the city of New York, by the Comptroller of said city, not exceeding one hundred thousand dollars."

Page 13, strike out after the word "dollars," in line 5, down to and including the word "dollars" on line 7, being the words following:

"And the salary of each commissioner, for duties imposed by recent legislation, is hereby increased two thousand five hundred dollars."

And insert the words: "And the further sum of one hundred and twenty thousand dollars for the Inebriate Asylum established by chapter 141, Laws of 1864, to be paid the Comptroller from time to time, on the requisition of said commissioners."

Strike out from line 8, page 13, to and including line 19 on page 14, being the words following:

"For counsel fees, costs and disbursements in the action brought by the attorney-general to determine the title of claimants to the office of councilmen, fifteen thousand dollars, which sum, or so much thereof as may be necessary, the Comptroller is hereby authorized and directed to adjust and pay to Waldo Hutchins and John K. Porter, and the other attorneys and counsel therein interested.

"For counsel fees in action brought by John J. Bradley, to obtain possession of the office of President of the Croton Aqueduct Board, under appointment of the mayor and board of aldermen, three thousand dollars, which sum to be paid as follows: fifteen hundred dollars to Abraham R. Lawrence, Jr., and fifteen hundred dollars to James T. Brady.

"To James H. Coleman and Ira Shafer, for their legal services, counsel and disbursements, rendered, performed and expended, for John O'Brian, Henry C. Perley, George A. Henrich, George W. Ivans and William Lamb, in supporting and maintaining their respective claims to the office of councilmen in said city, the sum of three thousand dollars in full for their claims for said services and disbursements.

"To William W. Burnham, for services rendered in connection with sales of real estate under direction of the commissioners of the sinking fund, as recommended by said commissioners, in resolution passed December thirty-first, eighteen hundred and sixty-seven, one thousand dollars.

"To the proprietors of the New York Leader, for arrearages due for advertising, eleven thousand two hundred and nine dollars and forty-six cents; also to the proprietors of the New York World, for arrearages due for advertising, fifteen thousand one hundred and thirty-one dollars and forty-four cents; also to the proprietors of the New York Commercial Advertiser, for arrearages due for advertising, seventeen thousand three hundred and fifty dollars and fifty cents; also to the Tribune association, for arrearages due for advertising, eight thousand seven hundred and sixty dollars and twenty-four cents; also to the proprietors of the New York Dispatch, for arrearages due for advertising, nine thousand seven hundred and ninety dollars and four cents; also to the proprietors of the New York Citizen, for arrearages due for advertising, four thousand eight hundred and eighty-six dollars; said claims to be paid when audited and allowed by the comptroller.

"For the expenses of the board of audit during the year eighteen hundred and sixty-seven, twelve thousand three hundred and twenty-one dollars and sixty-six cents."

And insert in lieu thereof the following:

"For counsel fees in action brought by John J. Bradley, to obtain possession of the office of president of the Croton aqueduct board, under appointment of the mayor and board of aldermen, three thousand dollars, which sum to be paid as follows: fifteen hundred dollars to Abraham R. Lawrence, jr., and fifteen hundred dollars to James T. Brady.

"To James H. Coleman and Ira Shafer, for their legal services, counsel and disbursements, rendered, performed and expended for John O'Brian, Henry C. Perley, George A. Henrich, George W. Ivans and William Lamb, in supporting and maintaining their respective claims to the office of councilmen in said city, the sum of three thousand dollars, in full, for their claims for said services and disbursements."

Page 14, line 22 (item, counsel fees), strike out the word "twenty" and insert the word "ten."

Strike out from and including line 25, on page 14, down to and including line 2, on page 15, the words following:

"For the salaries and expenses of the board of audit for the city of New York, to the first day of July, eighteen hundred and sixty-eight, when their functions shall cease, twelve thousand dollars, or so much of the sum hereby appropriated as may be necessary.

"To William B. Rockwell, for services rendered as notary public in

the paymaster's department of the city of New York, in administering oaths and affirmations, and certifying the same during the years eighteen hundred and sixty-three, four, five and six, the sum of two thousand eight hundred and ninety-five dollars and thirty-seven cents, to be paid when audited and allowed by the comptroller."

And insert in lieu thereof the following:

"For the board created by chapter 586 of the Laws of 1867, for expenses incurred in 1867 for advertising, as required by said act, a sum not exceeding three thousand dollars; for fitting up of rooms occupied by said board, and for furniture, a sum not exceeding two thousand five hundred dollars; for clerk hire and stenographer, a sum not exceeding two thousand five hundred dollars; for printing, books, stationery, and incidental expenses, a sum not exceeding one thousand dollars; for expenses incurred, and to be incurred in 1868, for clerk hire and stenographer, a sum not exceeding three thousand seven hundred and fifty dollars; and for printing, stationery, books, and incidental expenses, a sum not exceeding one thousand dollars; for salaries of the five members of said board, for services in 1867, a sum not exceeding three thousand one hundred dollars; and for salaries of said members, for services in 1868, a sum not exceeding six thousand dollars, said salaries to be at the rate of ten dollars per day, but no payment to be made for any services rendered on any day for which said members shall receive pay in pursuance of chapter 806 of the Laws of 1867. Said board is hereby required to finally decide, before September 1st, 1868, all claims presented to it, on which day it shall cease to exist. All such claims shall be decided on such testimony as shall be presented prior to a day to be fixed by said board, and no claims shall be withdrawn without the consent of said board. In case of the death, resignation, or absence of any member of said board, the remaining members may act with all the powers of the board, provided a majority of the whole original members shall act. But if said board shall be restrained from acting by injunction or otherwise, then the said board may continue to act for as many additional days after September first, and after the dissolution of said injunction or stay as said injunction or stay shall continue, not exceeding fifty days. Any deficiency in the amount appropriated for any of the classes of expense of said board of audit may be supplied by a transfer of any excess that may exist in the appropriation for any other class of expenses of said board."

Page 15, strike out from and including line 10 down to and including line 23, being the words following:

"To J. G. and I. Edge, for display of fireworks, July fourth, eighteen hundred and sixty-six, this sum having been omitted through clerical error, in allowances made to said Edges, in tax levy for eighteen hundred and sixty-seven, eleven thousand two hundred and eighty-three dollars and thirty-three cents, to be paid when audited and allowed by the Comptroller.

"To the widow of Bartlett Smith, late contractor for regulating Eighth avenue from One Hundred and Second street to One Hundred and Fourteenth street, for inspector's fees deducted from the amount paid him on said contract, the sum of two thousand five hundred and fifty dollars."

Page 16, strike out in lines 1 and 2, the words "to be expended by the street commissioner, under proper contract therefor," and insert in lieu thereof the following: "The work to be done by contract or agreement, as provided by law, under the direction of the street department, and no contract to be made in excess of the sum herein authorized."

Page 17, add after line 8 the following:

"For the metropolitan police, for the purpose of purchasing a lot and the building of a new station-house for the twenty-ninth precinct of metropolitan police, seventy-five thousand dollars."

Page 19, line 1, before the word "days" strike out the word "ten," and insert the word "twenty."

Strike out lines 20, 21 and 22, the words following: "The treasurer of the board of excise shall receive for his compensation in collecting such license fees and fines such sum per annum as shall be fixed by the Comptroller of said city;" and insert in lieu thereof the following: "Excepting ten per cent of all moneys so collected by said board of excise for such license fees and fines, in said county, prior to April first, eighteen hundred and sixty-nine, which ten per cent shall be paid by the chamberlain of said city to the New York State Inebriate Asylum at Binghamton."

Strike out sections 5, 6 and 7, and change numbers of subsequent sections to correspond.

Page 20, lines 33 and 34, strike out the words "section 5 of the Laws of 1859, which reads as follows." Line 34, after the word "the" insert the words "mayor and."

Page 21, line 4, strike out the words "he is," and insert in lieu thereof the words "they are."

Lines 8 and 9, strike out the words "is hereby declared to be in full force and effect, and to be hereby re-enacted with the addition thereto as follows."

Line 11, after the word "said," insert the words "mayor and." Also, strike out the word "is," and insert the word "are."

Lines 18, 19 and 20, strike out the words "and of section three of chapter two hundred and forty of the Laws of 1861 are."

Line 21, strike out the word "are," and insert the word "and."

Page 22, strike out original section 11, being new section 8, and insert in lieu thereof the following:

"§ 8. The said several sums shall be applied only to the objects and purposes for which the same are hereby appropriated, except as herein otherwise provided; and neither said corporation, nor any board, department, officer or agent thereof, or head of department, shall incur any liability, or make any contract or contracts, or permit or vote for or authorize, audit or allow, directly or indirectly, any expenditure for any of the objects and purposes specified, the aggregate of which expenditures and of the liabilities under such contract shall exceed the sum appropriated for said purpose, or for any other purpose or object than that herein specified. And the common council or any head of department of the city of New York are hereby prohibited from creating any new office or department, or increasing the salaries of those now in office, or their successors, except as provided by acts passed by the Legislature of eighteen hundred and sixty-eight. And any such member, officer, head of department or official assenting to the incurring of any liability beyond the sums so appropriated, or the creation of any new office or department, or the increase of any salary, shall be individually, jointly and severally liable to pay such amounts to the person or persons who, on the faith thereof, shall furnish any articles or render any services; and no person or persons furnishing such articles or rendering such services, under such appointment, shall have any claim against the city of New York therefor.

"§ 9. Hereafter, all estimates for the anticipated annual expenditure of all boards and departments of the government, of the City of New

York shall be made by the chief officers of every such board and department, in connection with the mayor and comptroller of said city, and submitted to the common council of said city at the first meeting thereof in January of each year; and said estimates, whether acted upon or not by said common council, shall be presented by the said mayor to both branches of the Legislature of the State on or before the first Tuesday of March; and said estimates shall be taken to be the sole official estimates of such boards and departments for such annual expenditures of the year when so presented, and to include all expenses that in the opinion of the said officers are necessary.

"§ 13. This act shall take effect immediately."

Insert as sections 9, 10 and 11, the following:

"§ 9. Upon the failure of performance of the existing contract for cleaning the streets of the city of New York, made pursuant to section one of chapter six hundred and forty-six of the Laws of eighteen hundred and sixty-five, or upon the mayor, recorder, comptroller, president of the board of health and counsel to the corporation, or a majority of them declaring the said contract to be annulled, the mayor, comptroller and street commissioner, as commissioners for that purpose, shall proceed to make a new contract therefor for a sum not exceeding seven hundred and fifty thousand dollars per annum, and for a term not exceeding five years, with such additional requirements as in their judgment the proper cleaning of the streets, avenues and public places, and the public health and convenience shall demand. Such contract shall also require the removal of the snow and ice from Broadway, and the streets and avenues on which railroads are operated without delay, and authorize and require the deposit of the same in the North or East rivers, or both, at such convenient places as the said commissioners shall designate. The said commissioners shall advertise for sealed proposals for said contract, in four of the daily newspapers printed and published in the city of New York, and the contract shall be awarded to the person or persons whose proposals shall, in the judgment of the said commissioners, or a majority of them, secure the most effective service, and shall be most advantageous to the public interests, and in case the acceptance of any of the proposals should appear to a majority of such commissioners as not for the public interest, the said commissioners, or a majority of them, may re-advertise for proposals, but no contract shall be awarded except after ten days' previous advertisement as aforesaid, and to the lowest bidder or bidders for the same, whose qualifications and sureties shall, in the judgment of the said commissioners, or a majority of them, be most advantageous for the public interest.

"§ 10. Until such new contract shall be made, the said the mayor, comptroller and street commissioner, or a majority of them, are hereby authorized and directed to employ suitable persons, by contract or otherwise, to remove the snow and ice from Broadway, and to authorize and require such snow and ice to be deposited in the adjacent rivers at such convenient points as they shall designate, and to perform such additional work as they shall consider necessary, beyond that required by the said existing contract to keep the streets, avenues and public places of said city cleanly swept. But there shall not be expended, in pursuance of this section, in any one year, a total sum exceeding one hundred thousand dollars.

"§ 11. The expenses incurred in performance of this act shall be included in the taxes levied for the support of the government of the city of New York in each year, and the said comptroller is hereby authorized and directed, on behalf of the corporation of said city, to

issue revenue bonds in the usual form, in anticipation of the amount to be so levied and raised, to meet such expenses as are currently required to be paid; and the street commissioner shall, for the purposes of carrying out the provisions of this act in respect to the cleaning of streets, appoint two inspectors, who shall receive the same compensation for their services as is now provided by law for the superintendent of roads.

The amendments having been read,

Mr. Frear offered for the consideration of the House a resolution in the words following:

Resolved, That the House non-concur in the following Senate amendments:

In adding after the word "comptroller," on page 1, line 19, on engrossed bill, the following: "The mayor and comptroller of the city of New York are hereby directed to select four daily and three weekly newspapers published in the city of New York as papers wherein the proceedings of the common council, or of either branch thereof, and the notices of its committees, shall be published, and shall communicate to the common council and to the clerk of each board thereof the names of titles of the papers which he has selected as official papers; and no proceedings of the common council, or of either branch thereof, or notices of its committees, shall be officially published in any other paper or papers. And hereafter the said corporation shall not be liable for any debt incurred for advertising in contravention of this provision, and no person or corporation other than the proprietors of such selected papers shall be entitled to receive any money from or recover any judgment against the mayor, aldermen and commonalty of the city of New York for publishing or advertising the proceedings of the common council, or of either board thereof, or notices of its committees."

In striking out the words "cleaning markets, thirty-five thousand dollars," and substituting therefor the words "cleaning markets, twenty-five thousand dollars," in line 31, page 1, engrossed bill.

In adding on line 22, page 3, engrossed bill, the words "and the board of commissioners of the Central park is hereby authorized to include in the estimate which said board is now authorized to make for moneys required for the maintenance and government of the said park, such further sum, not exceeding fifty thousand dollars annually, as said board may require for that purpose."

In striking out on line 16, page 5, engrossed bill, the words "for the Blind Mechanics' Association, six thousand dollars."

In striking out on line 3, page 7, engrossed bill, the words "for the New York Female Assistance Society, five thousand dollars."

In striking out on line 24, page 8, engrossed bill, the words "for the grading and regulating Hamilton square, in the city of New York, thirty thousand dollars." "House of the Good Shepherd, for the erection of a building on their own premises, at the foot of Eighty-ninth street, East river, fifty thousand dollars."

In striking out the words "printing for the common council, one hundred thousand dollars," on line 25, page 9, engrossed bill, and inserting in lieu thereof the words "printing for the common council, sixty thousand dollars."

In striking out on lines 14, 15 and 16, page 10, engrossed bill, the following: "Roads and avenues, sprinkling, twenty thousand dollars, to be expended by the street commissioner in the employment of suitable persons therefor."

In altering the following paragraph on lines 17, 18, 19, 20 and 21, page 10, engrossed bill:

"Streets, repaving and repairing, one hundred and thirty-five thousand dollars [the contract or agreement therefor to be made under such stipulations, and with such person or persons as the street commissioners shall decide to be for the best interests of the city]."

In striking out all after the word "dollars" on line 18, page 10, engrossed bill, and inserting instead thereof the words "the work to be done by contract or agreement as provided by law, under the direction of the street department, and no contract to be made in excess of the sum herein authorized."

In striking out on lines 22 to 29, page 10, engrossed bill, after the words "salaries, legislative department," the following words: "including additional compensation to the members of the board of aldermen, making the annual salaries of the members thereof, respectively, three thousand five hundred dollars; also seven thousand five hundred dollars annual salary of the clerk of the common council; five thousand dollars annual salary of his deputy, and twelve hundred dollars annual salary of the assistant librarian of the city," and altering the succeeding sum from two hundred and eleven thousand four hundred and fifty dollars, to one hundred and thirty-three thousand eight hundred dollars.

In striking out, on lines 20 to 24, page 11, engrossed bill, the following words:

—"also the further sum of forty thousand dollars, being five thousand to each of the police justices, for extra services in holding court on Sundays, from eighteen hundred and sixty-four to eighteen hundred and sixty-eight, both years inclusive."

In altering, on line 26, page 11, engrossed bill, the item "sewers, repairing and cleaning," from sixty thousand to one hundred and four thousand dollars.

In altering, on line 32, page 11, engrossed bill, the item "water pipes, and laying," from three hundred thousand to four hundred and forty-eight thousand four hundred and seventy dollars.

In striking out, on lines 24 to 28, page 12, engrossed bill, the following:

"For paving Tompkins square, set apart for a military parade ground, with the Fisk concrete or other suitable pavement, so as to make the same available for parade purposes, the sum of sixty thousand dollars, to be expended by or under the direction of the street department."

In striking out, on lines 34 and 35, page 12, engrossed bill, the words: "For the purchase of an offal depot for the city of New York, by the comptroller of said city, not exceeding one hundred thousand dollars."

In striking out, on lines 5, 6 and 7, page 13, engrossed bill, the words:

"And the salary of each commissioner, for duties imposed by recent legislation, is hereby increased two thousand five hundred dollars."

In striking out, on lines 8 to 14, page 13, engrossed bill, the following words:

"For counsel fees, costs and disbursements, in the action brought by the attorney-general, to determine the title of claimants to the office of councilmen, fifteen thousand dollars, which sum, or so much thereof as may be necessary, the comptroller is hereby authorized and directed to adjust and pay to Waldo Hutchins and John K. Porter, and the other attorneys and counsel therein interested."

In striking out on lines 29 to 34, page 13, engrossed bill, the following:

"To William W. Burnham, for services rendered in connection with

sales of real estate, under direction of the Commissioners of the Sinking Fund, as recommended by said commissioners, in resolution passed December thirty-first, eighteen hundred and sixty-seven, one thousand dollars."

In striking out on line 35, page 13, and lines 1 to 16, page 14, engrossed bill, the following:

"To the proprietors of the New York Leader, for arrearages due for advertising, eleven thousand two hundred and nine dollars and forty-six cents; also to the proprietors of the New York World, for arrearages due for advertising, fifteen thousand one hundred and thirty-one dollars and forty-four cents; also to the proprietors of the New York Commercial Advertiser, for arrearages due for advertising, seventeen thousand three hundred and fifty dollars and fifty cents; also to the Tribune Association, for arrearages due for advertising, eight thousand seven hundred and sixty dollars and twenty-four cents; also to the proprietors of the New York Dispatch, for arrearages due for advertising, nine thousand seven hundred and ninety dollars and four cents; also to the proprietors of the New York Citizen, for arrearages due for advertising, four thousand eight hundred and eighty six dollars; said claims to be paid when audited and allowed by the Comptroller."

In striking out on lines 10 to 17, page 15, engrossed bill, the following:

"To J. G. and I. Edge, for display of fire-works, July 4, 1866, this sum having been omitted through clerical error, in allowances made to said Edges, in tax levy for 1867, eleven thousand two hundred and eighty-three dollars and thirty-three cents, to be paid when audited and allowed by the comptroller."

In striking out section 6, as follows:

"§ 6. The commissioners of the sinking fund are hereby authorized to lease to the directors of the Mount Sinai Hospital such lots north of Sixty-sixth street, belonging to said city, as may be necessary for the erection of a public hospital, upon such conditions and for such term of years and annual rent as leases have heretofore been made by the municipal authorities to charitable institutions."

In adding in section 9 the words "mayor and" wherever they occur, and adding the words "they are" on line 4, page 21, engrossed bill.

In striking out in section 10 the words on lines 18, 19 and 20, page 21, engrossed bill, "and of section 3 of chapter 240 of the Laws of 1861."

In adding the additional section, which reads as follows:

"The said several sums shall be applied only," &c. (See section 8 of Senate amendments, page 1667.)

And that the House concur in all the other amendments made by the Senate.

Mr. Frear moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker announced the question to be on the adoption of the resolution.

Mr. Pitts called for a division of the question.

Mr. Speaker then put the question whether the House would agree to that portion of the resolution which non-concurs in certain amendments of the Senate, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 13 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|----------------|
| Ackert | Cornwall | Hubbard | Murphy | Skeels |
| Balcom | Daily | Humphrey | Nelson | Skillman |
| Bamler | Dayton | Irving | Nicholson | Speaker |
| Bentley | Decker | Jacobs | O'Reilley | Stannard |
| Bergen | Flach | Johnson | Penfield | Starr |
| Bradstreet | J. L. Flagg | Jones | Place | Stevens |
| Bristol | F. H. Flagge | Keady | Pond | Sullard |
| Brush | Frear | Kiernan | Prince | Sumner |
| D. Burns | Furman | Lasher | Purdy | Topliff |
| P. Burns | Galvin | Little | Quinn | Torrey |
| Button | Gifford | Mann | Raber | Trainer |
| Cameron | Guigon | Matthewson | A. Richardson | Van Valkenb'gh |
| Campbell | Halsey | McKiever | Rider | Wells |
| Chapman | Hartman | Miller | Riley | Wiley |
| Chism | Hasbrouck | Moran | Sherman | Williams |
| W. S. Clark | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|--------|---------------|-------------|----------|
| A. H. Andrew | Eaton | Ray | L. E. Smith | Weed |
| G. Clark | Palmer | S. Richardson | Tarbox | Wendover |
| Cook | Pitts | Selkreg | | |

Mr. Speaker then put the question whether the House would agree to the remainder of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|----------|
| Ackert | Cornwall | Humphrey | Nicholson | Speaker |
| A. H. Andrew | Daily | Irving | Palmer | Stannard |
| Balcom | Dayton | Jacobs | Penfield | Starr |
| Bamler | Decker | Johnson | Pitts | Stevens |
| Bennet | Eaton | Jones | Place | Sullard |
| Bentley | Flach | Keady | Pend | Sumner |
| Bergen | F. H. Flagg | Kinney | Prince | Tarbox |
| Bradstreet | Frear | Lasher | Purdy | Topliff |
| Bristol | Furman | Little | Raber | Torrey |
| Brush | Galvin | Lounsberry | A. Richardson | Trainer |
| Button | Gifford | Mann | S. Richardson | Weed |
| Cameron | Gleason | Matthewson | Rider | Wells |
| Chism | Guigon | Miller | Riley | Wendover |
| G. Clark | Halsey | Moran | Selkreg | Wiley |
| W. S. Clark | Hasbrouck | Murphy | Skeels | Williams |
| Cook | Hubbard | Nelson | Skillman | |

Those who voted in the negative, were

| | | | | |
|----------|----------|---------|----------|-----------|
| D. Burns | Campbell | Hartman | McKiever | O'Reilley |
|----------|----------|---------|----------|-----------|

When the name of Mr. Hartman was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. O'Reilley was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk deliver said bill to the Senate, with an appropriate message.

Mr. W. S. Clark moved to reconsider the vote by which the House receded from its former action, relative to the bill entitled "An act making appropriation for certain expenses of government, and for supplying deficiencies in former appropriations."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 76 }
{ NOES 6 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hasbrouck | Pond | Stannard |
| Balcom | G. Clark | Hubbard | Prince | Stevens |
| Bamler | W. S. Clark | Humphrey | Purdy | Sumner |
| Bennet | Cornwall | Jacobs | Quinn | Topliff |
| Bentley | Davis | Jones | Ray | Tofrey |
| Bergen | Dayton | Keady | S. Richardson | Tower |
| Bradstreet | Decker | Little | Rider | Trainer |
| Bristol | Eaton | Loughran | Riley | Weed |
| Brush | Flach | Mallison | Selkreg | Wellington |
| Buel | J. L. Flagg | Matthewson | Sherman | Wells |
| D. Burns | F. H. Flagge | Miller | Skeels | Wendover |
| P. Burns | Furman | Nelson | Skillman | Wiley |
| Button | Gifford | Nicholson | C. L. Smith | Williams |
| Cameron | Guigon | Palmer | L. E. Smith | F. H. Woods |
| Campbell | Halsey | Penfield | Speaker | Younglove |
| Chapman | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|--------|------|----------|---------------|
| A. H. Andrew | Kinney | Mann | McKiever | A. Richardson |
| Hartman | | | | |

Mr. Prince moved the appointment of a committee of conference on said bill, upon the subject of disagreement between the two Houses.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Chair appointed as such committee Messrs. Prince, J. L. Flagg, Bentley, Bradstreet and Younglove.

Ordered, That the Clerk return said bill to the Senate, with an appropriate message.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bills entitled as follows:

"An act to reimburse the Second Regiment of the National Guard, for expenses and losses sustained by its members," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Selkreg, said bill was ordered to a third reading at 7½ o'clock P. M.

"An act to revive, continue and amend the several acts to incorporate and to increase the capital stock, and to extend the powers of the Sudus Canal Company," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

In pursuance of a previous notice, Mr. Brush moved a suspension of the rules for the purpose of offering a resolution.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

Mr. Kinney, from the committee on commerce and navigation, to

which was referred the Senate bill entitled "An act to incorporate the Ship Owners' Association of the State of New York," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

Mr. Kinney, from the committee on commerce and navigation, to which was referred the Senate bill entitled "An act to incorporate the Port Richmond and Bergen Point Ferry Company, and to repeal chapter 306 of the Laws of 1848, and the several acts amendatory thereof," reported in favor of the passage of the same; which report was agreed to, and said bill committed to the committee of the whole.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the Senate bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish,' passed May 13, 1867," be read a third time at a quarter to eight o'clock this evening.

Mr. Frear moved that the House take a recess until 7½ o'clock P. M.

Mr. Richardson moved to amend by making the hour 3½ o'clock P. M.

Mr. Brush moved as an amendment to the amendment, to make the hour 7 o'clock P. M.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Brush, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Frear, as amended, and it was determined in the affirmative.

Thereupon, at 1 o'clock and 40 minutes, the House took a recess until 7 o'clock P. M.

SEVEN O'CLOCK P. M.

The House again met.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to incorporate the New York Dramatic Union of the city of New York."

"An act to authorize the magistrates of the city of New York to commit orphans and friendless children to the care of the society known as the Shepherd's Fold of the Protestant Episcopal Church, in the State of New York."

"An act to regulate the fees of commissioners of highways in the county of Suffolk."

"An act to incorporate the Continental Hall Company, of Greenpoint, in the city of Brooklyn, county of Kings."

"An act to amend an act for the preservation of the public health, passed April 10th, 1850, and to repeal chapter 169 of the Laws of 1854 amendatory thereof."

"An act to provide means for constructing ditches, for carrying off the back water between the Tonawanda Creek and Eleven Mile Creek, occasioned by the State dam across those streams for canal purposes, at Tonawanda, Erie county."

"An act for the regulation of public cemeteries in Saratoga county."

"An act to incorporate the Vesuvius Fireproof Warehousing Company."

"An act to increase the capital stock and amend the articles of association of the Kingston Building Company."

"An act to repair the State works on De Grasse river, in St. Lawrence county."

"An act to authorize the Buffalo, Corry and Pittsburgh Railroad Company to procure water for the purpose of supplying engines used on said road."

"An act to confirm and make valid a certain resolution of the electors of the town of Depeyster, adopted February 11th, 1868."

"An act to enable the St. Jean Baptist French Church of the city of Troy to reorganize."

"An act authorizing the West Station Methodist Episcopal Church of the city of Albany to change its name to the 'Trinity Methodist Episcopal Church of Albany,' and to confirm the title to the property thereof in the Trinity Methodist Episcopal Church of the city of Albany."

"An act to authorize the drainage of marsh lands."

"An act to regulate the rates of toll on the road and bridge of the Williamsburgh and Bushwick North Road, Turnpike and Bridge Company."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act to incorporate the International Dock Company."

"An act to amend an act entitled 'An act to encourage and facilitate the construction of a railroad along the valley of the Upper Hudson into the wilderness in the northern part of this State and the development of the resources thereof,' passed April 27, 1863, and for the relief of the Adirondack company, formed under said act."

Ordered, That the Clerk return said bills to the Senate.

The Senate returned the bills entitled as follows:

"An act to amend an act entitled 'An act to incorporate the city of Lockport,' passed April 11, 1865, and the act amendatory thereto, passed April 12, 1866."

"An act to incorporate the Hamburg Driving Park Association."

"An act to release the interest of the people of the State of New York to the heirs of William Harlan, deceased, and to enable them to take, hold, and to dispose of certain real estate."

"An act to authorize Maria T. Levere, an alien, to hold and convey real estate, and to confirm conveyances heretofore made."

"An act to authorize the construction of a free bridge over the Seneca river in the towns of Mentz and Conquest, in Cayuga county."

"An act to amend subdivision 2 of section 5, and sections 8 and 19 of chapter 364 of Laws of 1864, entitled 'An act to incorporate the society for the protection of destitute Roman Catholic children at the city of Buffalo.'"

"An act to amend an act entitled 'An act to provide for the enrollment of the militia, the organization and discipline of the National Guard of the State of New York, and for the public defence,' passed April 23, 1862, designated as the Military Code of the State of New York."

"An act to protect the consumers of coal in the cities of New York and Brooklyn, and for the detection of fraudulent weight therein."

"An act to incorporate the National Burglar Insurance Company of the city of New York."

"An act to vest certain real estate belonging to the State in the town of Marlborough, Ulster county, and to establish a public highway."

"An act to incorporate the Teutonia Savings Bank of the city of New York."

"An act to amend the charter of the National Savings Bank of Buffalo."

"An act to incorporate the Rhinebeck and Rondout Ice Bridge and Passenger Company."

"An act to provide for the construction of an iron bridge over the Cayuga and Seneca canal, in the village of Seneca Falls."

"An act to amend an act entitled 'An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,' passed April 8, 1861, as subsequently amended."

"An act to provide a supply of water in the city of Buffalo."

"An act in relation to the printing contract entered into at Sing Sing prison, with James B. Swain and Francis B. Fisher."

"An act to provide for the transmission of letters, packages and merchandise, in the cities of New York and Brooklyn, and across the North and East rivers, by means of pneumatic tubes, to be constructed beneath the surface of the streets and public places in said cities, and under the waters of said rivers."

"An act to amend section 81 of chapter 873 of the Laws of 1866, passed May 4, 1866, and section 10 of chapter 939, passed May 17, 1867, relating to buildings and the keeping and storage of combustible materials in the city of New York."

"An act confirming a conveyance of real estate to Bridget Henry, and authorizing her to hold real estate."

"An act to provide for widening the Coney Island Plankroad, in the county of Kings, and for the subsequent management thereof."

"An act authorizing the supervisors of the several counties in the second judicial district, not including the county of Kings, to appropriate and pay compensation to Justices of the Supreme Court, and to stenographers for said court."

"An act relating to the surrogate and county judge of the county of Otsego."

"An act to release to Dorothea Morenz the title of the people of the State of New York in and to certain real estate."

"An act relative to summary proceedings to recover the possession of land."

"An act to provide for the payment of appropriations heretofore made to the dispensary of the Troy Hospital."

"An act to facilitate the construction of a railroad through the county of Allegany, and to amend chapter 344 of the Laws of 1864, being an act entitled 'An act empowering certain towns in the counties of Cattaraugus and Erie to convey the right of way for railroad purposes.'"

"An act for the protection of the planting of oysters in the towns of Gravesend and Flatlands, Kings county."

"An act to amend an act entitled 'An act to provide for the drainage of the low lands in the north part of the town of Amherst, in the county of Erie,' passed April 12, 1867."

"An act authorizing and directing the Canal Board to investigate the claim of Ann McIntosh, of Buffalo, New York, for damages, &c."

"An act to release certain escheated lands to Margaret Zachariassen"

"An act relative to immigrants and other passengers arriving at or departing from the port of New-York."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bill entitled "An act relative to the county of New York, to provide for the support and uses of the county government by tax, and to improve its property, increase its revenues, and to regulate

its officers and its expenditures," with a message informing that they insist upon their amendments to said bill, request a committee of conference thereon, and have appointed as such committee on the part of the Senate, Messrs. Kennedy, Parker and Genet.

Mr. Frear moved the appointment of a committee to confer with the Senate committee upon the subject matter of disagreement between the two Houses on said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to make provision for the government of the city of New York," with a message informing that they insist on their amendments to said bill, request a committee of conference thereon, and have appointed on the part of the Senate as such committee, Messrs. Crowley, Palmer and Norton.

Mr. Frear moved the appointment of a committee on the part of the House to confer with the Senate committee upon the matter of disagreement between the two Houses on said bill.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Messrs. Frear, Trainer, Murphy, Jones and Bristol were appointed a committee to confer with the Senate committees upon the two bills last mentioned.

The Senate returned the bill entitled "An act making an appropriation to pay the expenses of the collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1868," with a message informing that they had agreed to the report of the committee of conference thereon, in the words following:

To the Senate and Assembly:

The committee of conference of the two Houses, to whom was referred the matter of disagreement between them on the bill entitled "An act making appropriation to pay expenses of collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the first day of October, 1868," having met in conference, have agreed upon the following amendment to said bill: In line 17, on page 2, "For salaries, compensation and clerk hire of the superintendents of the repairs of the canals that have been or shall be appointed in pursuance of law, the sum of thirty-two thousand dollars, or so much thereof as may be necessary."

CHARLES STANFORD,
GEO. N. KENNEDY,
A. P. NICHOLS,
Senate Committee.

WM. C. BENTLEY,
H. B. HOWARD,
HIRAM EATON,
RICHARD FLACK;
M. C. MURPHY,
Assembly Committee.

The report having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative were

Balcom
Bamler

Daily
Dayton

Humphrey
Irving

Nicholson
O'Reilly

L. E. Smith
Speaker

| | | | | |
|-------------|-------------|------------|---------------|------------|
| Bennet | Decker | Jacobs | Place | Stannard |
| Bentley | Eaton | Johnson | Prince | Starr |
| Bergen | Flach | Jones | Purdy | Sullard |
| Bradstreet | J. L. Flagg | Kinney | Quinn | Sumner |
| Bristol | Frear | La Bau | Raber | Tarbox |
| D. Burns | Furman | Lasher | Ranney | Topliff |
| P. Burns | Galvin | Little | Ray | Trainer |
| Button | Gifford | Lounsbury | A. Richardson | Weed |
| Cady | Guigou | Mann | S. Richardson | Wellington |
| Cameron | Halsey | Matthewson | Riley | Wells |
| Chapman | Hartman | McKiever | Selkreg | Wiley |
| G. Clark | Hasbrouck | Miller | Skeels | Williams |
| W. S. Clark | Howard | Murphy | Skillman | A. I. Wood |
| Cornwall | Hubbard, | Nelson | C. L. Smith | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in the report of the committee of conference thereon.

The Senate returned the bill entitled "An act making appropriations for charitable purposes," with a message informing that they concur in the passage of the same with the following amendments (reference to engrossed bill):

Page 1, section 2, line 4, strike out the word "fifty," and insert the word "eighty."

Same section, line 8, after the word "equalization" insert the words "of assessments."

Page 4, strike out from and including line 16 down to and including line 26.

Strike out from and including line 28 down to and including the word "charity" on page 5, line 3.

Page 5, line 6, strike out the word "forty," and insert the words "fifty-five."

Line 8, strike out the word "one," and insert the word "five."

Line 13, after the word "dispensary" insert the words "of New York."

Line 15, after the word "dispensary" insert the words "of New York."

Line 17, after the word "dispensary" insert the words "of New York."

Line 19, after the word "dispensary" insert the words "of New York."

Line 22, after the word "dispensary," in two instances, insert after each the words "in the city of New York."

Strike out from and including the word "and" in line 34, down to and including the word "act" in line 1, page 6.

Page 6, line 5, strike out the word "six," and insert the word "five," and strike out the words "five hundred," same line.

Insert after line 6 the following: "For the Buffalo General Hospital, five thousand dollars."

Line 7, after the word "Buffalo," insert the words "for the repair of roof blown off."

Strike out lines 27 and 28, being item for Roman Catholic children of Buffalo.

Page 7, line 1, strike out the word "six," and insert the word "five." Also, strike out the words "five hundred."

Strike out all of page 7 after line 8, and insert in lieu thereof the following:

"For the Union House and School for the Orphan Children of our Volunteers, the sum of one hundred and ten dollars per annum for each orphan maintained by it, or in that proportion for the time such orphan is maintained, and the amount received by it under this appropriation is hereby declared to be a lien in favor of the State upon the real estate owned by it.

"To the New York Ladies' Educational Union (Patriot Orphan Home), the sum of ten thousand dollars, which sum, if received, is hereby declared to be a lien upon the real estate owned by it.

"For the Colored Asylum of New York, thirty thousand dollars to be paid out of the metropolitan excise fund."

Page 8, strike out all down to and including line 23.

Mr. Jacobs moved that the House non-concur in said amendments to said bill, and request a committee of conference thereon.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Messrs. Jacobs, Furman, Flagg and Wells were appointed such committee on the part of the Assembly.

Ordered, That the Clerk return said bill to the Senate, with an appropriate message.

Mr. Raber moved that the bill entitled "An act to close a portion of Old Bushwick avenue, from Grand street to Marshall street, in the city of Brooklyn," be taken from the table, and the amendments of the Senate thereto concurred in.

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to concur, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|----------|-------------|-----------|---------------|-----------------|
| Ackert | W. S. Clark | Hubbard | Murphy | L. E. Smith |
| Balcom | Cook | Humphrey | Nelson | Speaker |
| Bamler | Cornwall | Irving | Nicholson | Stannard |
| Bennet | Daily | Jacobs | Palmer | Sullard |
| Bentley | Dayton | Johnson | Place | Sumner |
| Bergen | Decker | Keady | Prince | Topliff |
| Bristol | Eaton | Kinney | Quinn | Tower |
| Brush | Farley | La Bau | Raber | Van Valkenburgh |
| Buel | J. L. Flagg | Lasher | A. Richardson | Weed |
| D. Burns | Frear | Little | S. Richardson | Wellington |
| P. Burns | Furman | Loughran | Riley | Wells |
| Button | Galvin | Lounsbury | Root | Williams |
| Cady | Gifford | Mallison | Selkreg | A. I. Wood |
| Cameron | Guigou | Mann | Sherman | F. H. Woods |
| Chapman | Halsey | McKiever | Skillman | Younglove |
| G. Clark | Hasbrouck | Miller | C. L. Smith | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

Mr. W. S. Clark called for the consideration of the following concurrent resolution of the Senate:

Resolved (if the Assembly concur), That the Clerk furnish each member of the Legislature with one copy of each of the volumes of Journal, documents and debates of the Constitutional Convention.

Mr. Jacobs moved to amend said resolution as follows: "Provided that the debates and documents shall not cost more than \$2.50 per volume, and the Journal not more than \$3 per volume," and by adding after the word "member," the words "and officer."

Mr. Speaker put the question whether the House would agree to said motion of Mr. Jacobs, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution, as amended, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message informing of concurrence therein.

The Senate bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish,' passed May 13, 1867," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 77 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Campbell | Hartman | O'Reilly | Selkreg |
| Allis | Chapman | Hubbard | Palmer | Sherman |
| A. H. Andrew | G. Clark | Humphrey | Penfield | Skillman |
| W. S. Andrews | W. S. Clark | Keady | Place | L. E. Smith |
| Balcom | Cook | Kinney | Prince | Stannard |
| Bamler | Cornwall | La Bau | Purdy | Starr |
| Bennet | Daily | Lasher | Quinn | Sullard |
| Bentley | Dayton | Little | Raber | Tarbox |
| Bergen | Decker | Lounsbury | Ranney | Topliff |
| Bradstreet | Eaton | Mallison | Ray | Trainer |
| Bristol | Flach | Mann | A. Richardson | Wellington |
| Brush | F. H. Flagge | Matthewson | S. Richardson | Williams |
| Buel | Furman | McKiever | Rider | A. I. Wood |
| D. Burns | Galvin | Nelson | Riley | F. H. Woods |
| P. Burns | Gifford | Nicholson | Root | Younglove |
| Cameron | Halsey | | | |

Those who voted in the negative, were

Button Gleason Miller

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate returned the bill entitled "An act to incorporate the People's Safe Deposit Company of the State of New York," with a message informing that they had passed the same, with the following amendments:

Section 1, line 8, strike out the words "Trust and Loan," and insert after the word "Deposit" the word "and." Line 9, insert after the words "New York" the words "to be located outside of the cities of New York and Brooklyn."

Section 2, strike out from and after the word "members," in line 13, down to and including the word "and," in line 15, and insert the words "outside of the cities of New York and Brooklyn."

Section 5, line 8, strike out the word "court."

Section 6, strike out after the word "corporation," in line 1, down to and including the word "States," in line 4.

Line 5, strike out the words "trust funds or."

Add to section 14 the following: "so far as applicable thereto."

The amendments having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 70 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|--------|-------------|
| Ackert | Campbell | Hasbrouck | Miller | Skillman |
| W. S. Andrews | W. S. Clark | Hubbard | Nelson | L. E. Smith |

| | | | | |
|------------|--------------|------------|---------------|-----------------|
| Balcom | Cook | Humphrey | Nicholson | Speaker |
| Bamler | Cornwall | Irving | O'Reilley | Stannard |
| Bennet | Daily | Jacobs | Palmer | Sullard |
| Bentley | Dayton | Jones | Penfield | Topliff |
| Bergen | Eaton | Keady | Place | Torrey |
| Bradstreet | F. H. Flagge | Kinney | Prince | Tower |
| Bristol | Galvin | La Bau | Purdy | Van Valkenburgh |
| Brush | Gifford | Loughran | Quinn | Wellington |
| D. Burns | Gleason | Lounsbury | Ray | Wells |
| P. Burns | Guigou | Mann | A. Richardson | A. I. Wood |
| Button | Halsey | Matthewson | S. Richardson | F. H. Woods |
| Cameron | Hartman | McKiever | Rider | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

The Senate returned the bill entitled "An act in relation to the sale of the Marine Hospital grounds," with a message informing that they had passed the same, with the following amendment:

Add at the end of section 3 the words "or of any site authorized or to be authorized in place thereof."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Hubbard | Palmer | L. E. Smith |
| Allis | W. S. Clark | Humphrey | Penfield | Stannard |
| A. H. Andrew | Cook | Irving | Prince | Starr |
| W. S. Andrews | Daily | Jacobs | Purdy | Stevens |
| Balcom | Dayton | Keady | Raber | Sullard |
| Bamler | Decker | Kinney | Ray | Sumner |
| Bennet | Eaton | La Bau | A. Richardson | Topliff |
| Bentley | Flach | Lasher | S. Richardson | Torrey |
| Bradstreet | F. H. Flagge | Lounsbury | Rider | Trainer |
| Bristol | Furman | Mallison | Riley | Weed |
| Brush | Galvin | Mann | Root | Wellington |
| Buel | Gifford | Matthewson | Selkreg | Wells |
| D. Burns | Gleason | McKiever | Sherman | Williams |
| P. Burns | Guigou | Miller | Keels | A. I. Wood |
| Button | Halsey | Nelson | Skillman | F. H. Woods |
| Cameron | Hartman | O'Reilley | C. L. Smith | Younglove |
| Chapman | Hasbrouck | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate bill entitled "An act to reimburse the Second regiment of the National Guard, for expenses and losses sustained by its members," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 32 }
{ NOES 42 }

Those who voted in the affirmative, were

| | | | | |
|---------------|---------|------------|---------|--------|
| Ackert | Galvin | Kinney | Purdy | Starr |
| W. S. Andrews | Gifford | Matthewson | Quinn | Sumner |
| Balcom | Guigou | McKiever | Selkreg | Tower |

| | | | | |
|------------|---------|-----------|----------|-----------|
| Bennet | Halsey | Murphy | Skillman | Trainer |
| Bradstreet | Hubbard | Nelson | Speaker | Wiley |
| D. Burns | Irving | O'Reilley | Stannard | Younglove |
| Campbell | Jones | | | |

Those who voted in the negative, were

| | | | | |
|----------|--------------|----------|---------------|-------------|
| Bergen | J. L. Flagg | Mallison | Ranney | Tarbox |
| Brush | F. H. Flagge | Mann | Ray | Topliff |
| Button | Gleason | Miller | A. Richardson | Weed |
| Cady | Howard | Palmer | Rider | Wellington |
| Cameron | Johnson | Penfield | Riley | Wells |
| Chapman | La Bau | Pitts | Sherman | Williams |
| Cornwall | Little | Place | Skeels | A. I. Wood |
| Dayton | Loughran | Prince | L. E. Smith | F. H. Woods |
| Eaton | Lounsbury | | | |

Mr. F. H. Woods moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to aid in the construction of the New York Northern railroad, and to facilitate the improvement of the wilderness through which it is projected," with a message informing that they had passed the same, with the following amendment:

Section 1, line 3, strike out the word "twelve" and insert the word "ten."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 51 }
{ NOES 39 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|-----------|-------------|
| W. S. Andrews | Davis | Hasbrouck | Nelson | Skillman |
| Balcom | Dayton | Hubbard | O'Reilley | C. L. Smith |
| Bamler | Decker | Humphrey | Penfield | Sullard |
| Bentley | Flach | Jacobs | Place | Sumner |
| Bradstreet | F. H. Flagge | Jones | Pond | Tower |
| Bristol | Frear | Lasher | Prince | Trainer |
| Buel | Galvin | Lounsbury | Purdy | Wellington |
| Button | Gleason | Mann | Root | Wiley |
| Campbell | Guigou | Matthewson | Sherman | F. H. Woods |
| W. S. Clark | Hartman | McKiever | Skeels | Younglove |
| Daily | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|----------|----------|---------------|------------|
| Ackert | Chapman | Irving | Raber | Stannard |
| Allis | G. Clark | Johnson | Ranney | Stevens |
| A. H. Andrew | Cook | Keady | A. Richardson | Tarbox |
| Bennet | Cornwall | Kinney | S. Richardson | Topliff |
| Bergen | Eaton | Little | Rider | Wells |
| Brush | Furman | Mallison | Riley | Williams |
| D. Burns | Gifford | Miller | Selkreg | A. I. Wood |
| Cameron | Halsey | Pitts | L. E. Smith | |

Mr. Pitts moved to reconsider the vote just taken, and that that motion lay on the table.

Mr. Speaker put the question whether the House would agree to said motion to lay on the table, and it was determined in the affirmative.

The Senate returned the bill entitled "An act to incorporate the Industrial Savings Bank, of the city of Newburgh," with a message informing that they had passed the same, with the following amendment:

Section 1, strike out the names "James Whitehall, George M. Clapp, Frank Gerard, Thomas Beveridge," and insert in lieu thereof the names "Walter Duncan, William R. Brown, James Patton, James W. Miller, Jr."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 76 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Chapman | Halsey | Matthewson | Selkreg |
| Allis | G. Clark | Hartman | McKiever | Sherman |
| A. H. Andrew | W. S. Clark | Hasbrouck | Miller | Skeels |
| W. S. Andrews | Cook | Hubbard | O'Reilly | C. L. Smith |
| Balcom | Cornwall | Humphrey | Penfield | Stannard |
| Bamler | Daily | Irving | Pitts | Starr |
| Bennet | Davis | Johnson | Prince | Tarbox |
| Bentley | Dayton | Keady | Purdy | Topliff |
| Bergen | Decker | Kiernan | Quinn | Weed |
| Bradstreet | Eaton | Kinney | Ranney | Wellington |
| Bristol | Flach | La Bau | A. Richardson | Wells |
| Brush | J. L. Flagge | Little | S. Richardson | Wiley |
| D. Burns | F. H. Flagge | Lounsbury | Rider | Williams |
| P. Burns | Gifford | Mallison | Riley | F. H. Woods |
| Button | Gleason | Mann | Root | Younglove |
| Cady | | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act for the relief of Patterson Freeman, assignee of John White," with a message informing that they had passed the same, with the following amendment:

Section 1, line 6, after the words "alleged" insert the word "for which no compensation has been made."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 86 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | Nelson | Selkreg |
| Allis | W. S. Clark | Hubbard | Nicholson | Sherman |
| A. H. Andrew | Cook | Humphrey | O'Reilly | Skillman |
| W. S. Andrews | Cornwall | Irving | Palmer | C. L. Smith |
| Balcom | Daily | Johnson | Penfield | L. E. Smith |
| Bamler | Davis | Keady | Place | Stannard |
| Bennet | Dayton | Kinney | Pond | Starr |
| Bentley | Decker | La Bau | Prince | Sullard |
| Bergen | Eaton | Lasher | Purdy | Tarbox |
| Bradstreet | Flach | Little | Quinn | Topliff |
| Bristol | J. L. Flagge | Loughran | Ranney | Weed |
| Brush | F. H. Flagge | Lounsbury | Ray | Wellington |
| D. Burns | Furman | Mallison | A. Richardson | Wells |
| P. Burns | Gifford | Mann | S. Richardson | Williams |
| Button | Gleason | Matthewson | Rider | A. I. Wood |

Cady
Cameron
Chapman

Halsey
Hartman

McKiever
Miller

Riley
Root

F. H. Woods
- Younglove

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

On motion of Mr. Jacobs,

Resolved, That the managers on the part of the Assembly in the matter of the impeachment of Robert C. Dorn, Canal Commissioner, be, and they are hereby, authorized and empowered to take under oath the examination of any person or persons whose testimony they may think necessary or important upon the trial of said Dorn, and to send for persons and papers for that purpose; to sit during the recess of the Legislature, and if necessary, to employ a proper person or persons to subpoena said witnesses, and to take down said testimony.

The Senate returned the bill entitled "An act for the relief of Dorothea M. Palmer, wife of Henry N. Palmer, conferring jurisdiction on the Canal Appraisers to hear and determine her claim for compensation for lands appropriated to the enlargement of the Erie canal," with a message informing that they had passed the same, with the following amendment:

Section 1, strike out all after the word "and," on line 7, down to and including the word "just," on line 8, and insert in lieu thereof the following: "if, in the opinion of said Appraisers, the facts proved or appearing to their satisfaction would make out a case of neglect on the part of the State which would create a legal liability, were the same established in evidence against an individual or corporation in a court of justice, they shall award such damages to such claimant as shall be equal to or necessary to pay such estimated legal damages, not to exceed one thousand dollars."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 88 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chapman | Hartman | Nelson | Skeels |
| Allis | G. Clark | Hasbrouck | Nicholson | Skillman |
| A. H. Andrew | W. S. Clark | Hubbard | O'Reilly | C. L. Smith |
| W. S. Andrews | Cook | Humphrey | Palmer | L. E. Smith |
| Balcom | Cornwall | Irving | Penfield | Speaker |
| Bamler | Daily | Jacobs | Pond | Stannard |
| Bennet | Davis | Jones | Prince | Sullard |
| Bentley | Dayton | Keady | Purdy | Tarbox |
| Bergen | Decker | Kinney | Quinn | Topliff |
| Bradstreet | Eaton | La Bau | Raber | Tower |
| Bristol | Flach | Lasher | Ray | Weed |
| Brush | J. L. Flagg | Little | A. Richardson | Wellington |
| Buel | F. H. Flagge | Lounsbury | S. Richardson | Wells |
| D. Burns | Galvin | Mallison | Rider | Williams |
| P. Burns | Gifford | Mann | Riley | A. I. Wood |
| Button | Gleason | Matthewson | Selkreg | F. H. Woods |
| Cady | Guigou | McKiever | Sherman | Younglove |
| Cameron | Halsey | Miller | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend an act entitled

'An act authorizing the repairing and improving of Fulton avenue, from Fulton street to Bedford avenue, in the city of Brooklyn, and of Livingston street, from Clinton street to Flatbush avenue, in the city of Brooklyn, and Hanson place, from Oxford street to Flatbush avenue, and for the assessment and collection of the cost thereof,' passed May 13, 1867," with a message informing that they had passed the same, with the following amendment:

Section 1, line 4, insert after the word "counsel," the words "president of the board of water commissioners."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Campbell | Hasbrouck | Nelson | Skillman |
| Allis | G. Clark | Hubbard | Nicholson | L. E. Smith |
| A. H. Andrew | W. S. Clark | Humphrey | O'Reilly | Stannard |
| W. S. Andrews | Cook | Irving | Palmer | Starr |
| Balcom | Cornwall | Jacobs | Pitts | Sullard |
| Bamler | Daily | Kiernan | Pond | Tarbox |
| Bennet | Davis | Kinney | Prince | Topliff |
| Bentley | Decker | La Bau | Purdy | Tower |
| Bergen | Eaton | Lasher | Quinn | Trainer |
| Bradstreet | J. L. Flagg | Loughran | Raber | Weed |
| Bristol | F. H. Flagge | Lounsbury | S. Richardson | Wellington |
| Brush | Galvin | Mallison | Rider | Wells |
| D. Burns | Gifford | Mann | Riley | Williams |
| P. Burns | Gleason | Matthewson | Root | A. I. Wood |
| Button | Guigon | McKiever | Selkreg | F. H. Woods |
| Cady | Halsey | Miller | Skells | Younglove |
| Cameron | Hartman | | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act to amend an act entitled 'An act to amend the act for the incorporation of insurance companies,' passed April 19, 1867," with a message informing that they had passed the same, with the following amendment:

Section 1, line 1, strike out the word "said," and insert the word "the," and after the word "act," insert the title of the bill.

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 74 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|----------|
| Ackert | Cady | Halsey | Miller | Stannard |
| Allis | Campbell | Hartman | Nelson | Starr |
| A. H. Andrew | G. Clark | Hasbrouck | Nicholson | Sullard |
| W. S. Andrews | W. S. Clark | Hubbard | Palmer | Tarbox |
| Balcom | Cook | Humphrey | Penfield | Topliff |
| Bamler | Cornwall | Irving | Pitts | Tower |
| Bennet | Daily | Jacobs | Place | Trainer |
| Bentley | Davis | Keady | Pond | Weed |

| | | | | |
|------------|---------|------------|---------------|-------------|
| Bergen | Dayton | Kinney | Prince | Wellington |
| Bradstreet | Decker | La Bau | Ray | Wells |
| Bristol | Eaton | Little | S. Richardson | Williams |
| Brush | Flach | Lounsbury | Rider | A. I. Wood |
| D. Burns | Galvin | Mallison | Riley | F. H. Woods |
| P. Burns | Gifford | Mann | Skillman | Younglove |
| Button | Gleason | Matthewson | C. L. Smith | |

For the negative,
Selkreg

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act to repeal article one, title nineteen, chapter twenty, part one of the Revised Statutes, relative to regulations concerning brokers," which was read the first time, and by unanimous consent was also read the second time.

Mr. Pitts moved to substitute said bill for the House bill of like import now ordered to a third reading.

Mr. Quinn moved to refer said bill to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said motion of Mr. Quinn, and it was determined in the negative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Pitts, and it was determined in the affirmative.

Mr. Pitts moved to take from the table the motion to reconsider the vote on concurring in the amendments of the Senate to the bill entitled "An act to aid in the construction of the New York Northern railroad, and to facilitate the improvement of the wilderness through which it passes."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Pitts withdrew his motion to reconsider said vote.

On motion of Mr. Hasbrouck,

Resolved, That the Governor be requested to return the bill entitled "An act to amend chapter 507 of the Laws of 1863, entitled 'An act to authorize the formation of a railroad company, commencing at the city line in the city of Brooklyn, in the county of Kings, to any part of the village of Jamaica, in the county of Queens, and to purchase the franchise of the Brooklyn and Jamaica Turnpike Company,' passed May 7, 1863," for the purpose of having corrected a clerical error.

The Senate bill entitled "An act to provide a manual for the mayor, aldermen and commonalty of the city of New York, and to defray the expense thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 71 }
{ NOES 10 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|----------|
| Ackert | Cameron | Hubbard | Murphy | Sherman |
| Allis | Campbell | Humphrey | Nelson | Skeels |
| A. H. Andrew | Chapman | Irving | Nicholson | Speaker |
| W. S. Andrews | W. S. Clark | Jacobs | O'Reilly | Stannard |
| Balcom | Cook | Kinney | Penfield | Sullard |
| Bamler | Cornwall | Lasher | Pitts | Sumner |

| | | | | |
|----------|-----------|------------|---------------|-----------------|
| Bennet | Davis | Little | Prince | Tower |
| Bentley | Dayton | Loughran | Purdy | Trainer |
| Bergen | Decker | Lounsbury | Quinn | Van Valkenburgh |
| Brush | Eaton | Mann | Raber | Wellington |
| Buel | Flach | Matthewson | Ray | Wells |
| D. Burns | Halsey | McKiever | A. Richardson | Wiley |
| F. Burns | Hartman | Miller | S. Richardson | F. H. Woods |
| Button | Hasbrouck | Moran | Rider | Younglove |
| Cady | | | | |

Those who voted in the negative, were

| | | | | |
|--------------|--------|----------|-------------|------------|
| G. Clark | Howard | Selkreg | L. E. Smith | Topliff |
| F. H. Flagge | La Bau | Skillman | Tarbox | A. I. Wood |

When the name of Mr. Keady was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the affirmative.

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, requesting the concurrence of the Assembly to the bill entitled as follows:

"An act for the construction and maintenance of certain piers, from the southerly side of West Thirteenth street to the northerly side of Hammond street, in the Ninth ward of the city of New York," which was read the first time, and by unanimous consent was also read the second time.

By unanimous consent, on motion of Mr. Bergen, said bill was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cook | Hubbard | Nicholson | Skillman |
| A. H. Andrew | Cornwall | Humphrey | Palmer | Speaker |
| W. S. Andrews | Daily | Irving | Penfield | Stannard |
| Balcom | Davis | Jacobs | Pitts | Starr |
| Bamler | Dayton | Keady | Place | Sullard |
| Bennet | Decker | Kinney | Pond | Topliff |
| Bradstreet | Eaton | La Bau | Prince | Tower |
| Bristol | Flach | Lasher | Purdy | Trainer |
| Brush | F. H. Flagge | Little | Quinn | Weed |
| Buel | Frear | Loughran | Ranney | Wellington |
| Button | Galvin | Mallison | Ray | Wells |
| Cady | Gifford | Mann | A. Richardson | Wiley |
| Cameron | Guigon | Matthewson | S. Richardson | Williams |
| Chapman | Halsey | McKiever | Riley | A. I. Wood |
| G. Clark | Hartman | Miller | Sherman | F. H. Woods |
| W. S. Clark | Hasbrouck | Nelson | Skeels | |

Those who voted in the negative, were

| | | |
|---------|-------------|--------|
| Selkreg | L. E. Smith | Tarbox |
|---------|-------------|--------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

A message from the Senate was received and read, informing of non-concurrence in the passage of the bills entitled as follows:

"An act to regulate the rate of ferriage between the cities of New York and Brooklyn, Eastern District."

"An act for the better regulation of the ferries between the city of New York and the surrounding shores."

The bill entitled "An act relating to buildings in the city of New York," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hasbrouck | Nicholson | Skillman |
| Allis | G. Clark | Hubbard | O'Relley | Speaker |
| A. H. Andrew | W. S. Clark | Humphrey | Palmer | Stannard |
| W. S. Andrews | Cook | Irving | Penfield | Starr |
| Balcom | Cornwall | Jacobs | Pitte | Sullard |
| Bamler | Daily | Keady | Pond | Sumner |
| Bennet | Davis | Kinney | Prince | Tarbox |
| Bergen | Dayton | La Bau | Purdy | Topliff |
| Bradstreet | Decker | Lasher | Raber | Trainer |
| Bristol | Eaton | Little | Ranney | Weed |
| Brush | F. H. Flagge | Lounsbury | Ray | Wellington |
| Buel | Furman | Mallison | S. Richardson | Wells |
| D. Burns | Gifford | Mann | Rider | Wiley |
| P. Burns | Gleason | Matthewson | Root | A. I. Wood |
| Button | Guigon | McKiever | Selkreg | F. H. Woods |
| Cady | Halsey | Miller | Sherman | Younglove |
| Cameron | Hartman | Nelson | Skeels | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to authorize the Attorney General to institute suits for the purpose of annulling certain contracts entered into by the State for the repairs of canals," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 1 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-----------------|
| Ackert | Cornwall | Irving | Prince | Speaker |
| A. H. Andrew | Daily | Jacobs | Purdy | Stannard |
| Bamler | Dayton | Keady | Quinn | Starr |
| Bentley | Decker | Kinney | Raber | Stevens |
| Bergen | Eaton | La Bau | Ranney | Sullard |
| Brush | Flach | Little | Ray | Sumner |
| D. Burns | F. H. Flagge | Loughran | A. Richardson | Tarbox |
| P. Burns | Furman | Lounsbury | S. Richardson | Topliff |
| Button | Galvin | Mallison | Rider | Tower |
| Cady | Gifford | Mann | Riley | Van Valkenburgh |
| Cameron | Guigon | Matthewson | Selkreg | Weed |
| Campbell | Halsey | McKiever | Sherman | Wellington |
| Chapman | Hartman | Miller | Skeels | Wells |
| G. Clark | Hasbrouck | Nelson | Skillman | Wiley |
| W. S. Clark | Howard | Palmer | O. L. Smith | A. I. Wood |
| Cook | Humphrey | Penfield | L. E. Smith | F. H. Woods |

For the negative,

Balcom

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Pursuant to a resolution of this House, His Excellency the Governor returned the bill entitled "An act to amend chapter 507 of the Laws of 1863, entitled 'An act to authorize the formation of a railroad company, commencing at the city line in the city of Brooklyn, in the county of Kings, to any part of the village of Jamaica, in the county of Queens, and to purchase the franchise of the Brooklyn and Jamaica Turnpike Company,' passed May 7, 1863," for correction.

The Senate bill entitled "An act to amend the act entitled 'An act to lay out, open and grade Second and Fourth avenues, in the town of New Utrecht,' passed April 11, 1868," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | Nicholson | Skillman |
| A. H. Andrew | W. S. Clark | Hubbard | O'Reilly | L. E. Smith |
| W. S. Andrews | Cook | Humphrey | Palmer | Stannard |
| Balcom | Cornwall | Irving | Penfield | Starr |
| Bamler | Daily | Jacobs | Pond | Stevens |
| Bennet | Davis | Keady | Prince | Sullard |
| Bergen | Decker | Kinney | Purdy | Topliff |
| Bradstreet | Eaton | La Bau | Quinn | Tower |
| Bristol | Flaoh | Lasher | Raber | Trainer |
| Brush | F. H. Flagge | Little | Ranney | Weed |
| Buel | Frear | Loughran | Ray | Wellington |
| D. Burns | Furman | Lounsbury | S. Richardson | Wells |
| P. Burns | Galvin | Mallison | Rider | Wiley |
| Button | Gifford | Mann | Riley | A. I. Wood |
| Cady | Gleason | McKlever | Selkreg | F. H. Woods |
| Cameron | Halsey | Miller | Sherman | Younglove |
| Chism | Hartman | Nelson | Skeels | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Dayton,

Resolved, That the Senate bill entitled "An act to amend the law of of proceedings against the Grand Trunk Railway Company of Canada, a foreign corporation, in courts of law," be taken from the committee of the whole and now put upon its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|-----------|-------------|
| Allis | W. S. Clark | Hubbard | Nicholson | Skeels |
| A. H. Andrew | Cook | Humphrey | Palmer | C. L. Smith |
| Balcom | Cornwall | Irving | Penfield | L. E. Smith |
| Bamler | Daily | Jacobs | Pitts | Speaker |
| Bennet | Dayton | Keady | Pond | Stannard |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Bergen | Decker | Kinney | Prince | Stevens |
| Bradstreet | Eaton | La Bau | Purdy | Tarbox |
| Bristol | Flach | Lasher | Quinn | Topliff |
| Brush | F. H. Flagge | Little | Ranney | Tower |
| D. Burns | Frear | Loughran | Ray | Weed |
| P. Burns | Furman | Mallison | S. Richardson | Wellington |
| Button | Galvin | Mann | Rider | Wiley |
| Cady | Gleason | Matthewson | Riley | A. I. Wood |
| Cameron | Halsey | McKiever | Root | F. H. Woods |
| Chapman | Hartman | Miller | Selkreg | Younglove |
| G. Clark | Hasbrouck | Nelson | Sherman | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Hasbrouck,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to amend the charter of the village of Wellsville," and that the same be ordered to a third reading.

On motion of Mr. Tower,

Resolved, That the Clerk of the Assembly be directed to make an index of the papers on file in the Assembly, and also an index of the bills introduced, and that he be directed to have 800 copies of each printed for the public libraries and departments.

Mr. Younglove offered for the consideration of the House a preamble and resolution, in the words following:

Whereas, Samuel G. Eddy, of Stillwater, in the county of Saratoga, is the owner of a large and interesting and valuable collection of historical relics pertaining to the early history and settlement of our country, and to the French and Indian war; to the battles of Bemis Heights, Saratoga, Freeman's cottage, and many other places in the Revolutionary war; to sundry battles of the war of 1812; to several battles in the Mexican war, and to several battles of the late civil war; also relics pertaining to colonial wars, and to Shay's rebellion; also numerous articles from camps, equipages, residences, &c., &c., of Generals Washington, Schuyler, and Knox, of the Revolutionary war; also maps and plans of the early fortifications of the country, &c., which collection said Eddy offers to sell to the State; and whereas, it is of general interest to the people of the State that valuable relics pertaining to the early history of the trials of our government should be placed in the archives of the State; therefore

Resolved, That a committee consisting of five persons be appointed by the Speaker, with power to examine said collection, and report to the next Legislature the result of their examinations, with a list of said relics, and the propriety and expense of obtaining the same, to be placed in the Hall of Military Record; but such examination and report to be made without expense to the State, and also to examine the collection of Jephtha R. Simms, of Fort Plain, Montgomery county.

By unanimous consent,

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker appointed as such committee Messrs. Younglove, J. L. Flagg, Frear, La Bau and W. S. Clark.

On motion of Mr. Younglove, the honorable the Speaker was made an additional member thereof.

The Senate bill entitled "An act in relation to the surveying and mapping of parts of the towns of Geddes, Onondaga and Salina, and parts of the city of Syracuse, and also in relation to a system of sewerage in and for said city," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 84 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Hasbrouck | Miller | Selkreg |
| Allis | W. S. Clark | Hubbard | Nelson | Sherman |
| A. H. Andrew | Cook | Humphrey | Nicholson | Skeels |
| Balcom | Cornwall | Irving | Palmer | Skillman |
| Bamler | Daily | Jacobs | Penfield | Speaker |
| Bennet | Davis | Jones | Pitts | Stannard |
| Bentley | Dayton | Keady | Pond | Stevens |
| Bergen | Decker | Kinney | Prince | Sumner |
| Bradstreet | Eaton | La Bau | Purdy | Tarbox |
| Bristol | Flach | Lasher | Raber | Topliff |
| Brush | J. L. Flagge | Little | Ranney | Weed |
| Buel | F. H. Flagge | Loughran | Ray | Wellington |
| D. Burns | Galvin | Lounsberry | A. Richardson | Wells |
| P. Burns | Gifford | Mallison | S. Richardson | Wiley |
| Button | Gleason | Mann | Rider | A. I. Wood |
| Cameron | Guigou | Matthewson | Riley | F. H. Woods |
| Chapman | Halsey | McKiever | Root | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Ray,

Resolved, That the Clerk furnish each member, officer and reporter of the Legislature of 1868 with five copies of the New York Civil List.

Mr. Prince, from the committee of conference on the supply bill, reported as follows:

To the Senate and Assembly:

The committee of conference upon the differences between the Senate and Assembly, upon the bill entitled "An act making appropriations for the expenses of government and for supplying deficiencies in former appropriations," report that the said committee have considered the same, and have agreed to substitute for the amendment of the Senate thereto, to which the Assembly failed to agree, the following:

"So much of section 10 of chapter 969 of the Laws of 1867, entitled 'An act in relation to the inspection of steam boilers in the State of New York, except in the Metropolitan police district,' passed 22d of June, 1867, as reads as follows: 'And be it further provided that every owner or owners of a steam boiler or boilers shall cause to be attached thereto a low-water indicator, to be of such construction as to be approved by the inspector-in-chief. In case the owner or owners of any such boiler or boilers shall fail to attach or cause to be attached said low-water indicator, he or they shall be liable to a penalty of five hundred dollars, to be sued for and recovered in the same manner as the penalty imposed by the third section of this act,' is hereby suspended in its effect and made inoperative for the term of one year from the passage of this act.

CHARLES J. FOLGER,

F. S. THAYER,

JAMES F. PIERCE,

Senate Committee.

ALPHEUS PRINCE,

WM. C. BENTLEY,

N. C. BRADSTREET,

JOHN L. FLAGG,

T. G. YOUNGLOVE,

House Committee.

The report having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 8 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Cornwall | Irving | Nelson | Sherman |
| A. H. Andrew | Daily | Jacobs | Nicholson | Skeels |
| Balcom | Dayton | Johnson | Palmer | Skillman |
| Bamler | Decker | Keady | Penfield | Speaker |
| Bentley | Eaton | Kinney | Pitts | Stannard |
| Bergen | Flach | La Bau | Prince | Starr |
| Bradstreet | J. L. Flagg | Lasher | Purdy | Sullard |
| Bristol | F. H. Flagge | Little | Quinn | Sumner |
| Brush | Galvin | Loughran | Ranney | Tarbox |
| Buel | Gifford | Lounsbury | Ray | Topliff |
| D. Burns | Gleason | Mallison | A. Richardson | Tower |
| P. Burns | Guigou | Mann | S. Richardson | Wells |
| Button | Halsey | Matthewson | Rider | Wiley |
| Cameron | Hasbrouck | McKiever | Riley | Williams |
| Chapman | Hubbard | Miller | Root | F. H. Woods |
| W. S. Clark | Humphrey | Murphy | Selkreg | Younglove |

Those who voted in the negative, were

| | | | | |
|--------|----------|---------|---------|------------|
| Bennet | G. Clark | Hartman | Stevens | A. I. Wood |
| Cady | Cook | Raber | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in the report of the committee of conference thereon.

The Senate bill entitled "An act for the relief of the towns of Little Falls, Manheim and Danube, Herkimer county, in relation to the bridge at Fink's basin," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Allis | G. Clark | Hubbard | Moran | Sherman |
| A. H. Andrew | W. S. Clark | Humphrey | Nelson | Skeels |
| Balcom | Cook | Irving | Nicholson | Skillman |
| Bamler | Cornwall | Jacobs | Palmer | Stannard |
| Bennet | Davis | Jones | Penfield | Stevens |
| Bergen | Dayton | Keady | Prince | Sullard |
| Bradstreet | Decker | Kinney | Purdy | Sumner |
| Bristol | Eaton | La Bau | Quinn | Tarbox |
| Brush | Flach | Lasher | Raber | Topliff |
| Buel | J. L. Flagg | Little | Ranney | Tower |
| D. Burns | F. H. Flagge | Loughran | Ray | Wellington |
| Button | Galvin | Mallison | A. Richardson | Wiley |
| Cady | Halsey | Mann | S. Richardson | Williams |
| Cameron | Hartman | Matthewson | Rider | A. I. Wood |
| Campbell | Hasbrouck | McKiever | Riley | F. H. Woods |
| Chapman | Howard | Miller | Selkreg | Younglove |

Those who voted in the negative, were

| | | | |
|---------|---------|-----------|-------|
| Gifford | Gleason | Lounsbury | Wells |
|---------|---------|-----------|-------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate returned the bill entitled "An act making appropriations for certain public and charitable institutions," with a message informing that they consent to the appointment of a committee of conference, and have appointed as such committee Messrs. O'Donnell, Morgan and Bradley.

By unanimous consent,

Mr. Bentley introduced a bill entitled "An act to abolish the contracting system for repairs on the canals, and to restore the superintendent system," which was read the first time, and by unanimous consent was also read the second time, and referred to the committee on canals.

By unanimous consent,

Mr. Selkreg offered for the consideration of the House a resolution, in the words following:

Resolved, That the thanks of this House are hereby tendered to the Hon. William Hitchman, for the able, dignified and impartial manner in which he has discharged the delicate and responsible duties of Speaker of the Assembly, during the present session.

Eulogistic remarks were made on the course, manner and conduct of the Hon. Wm. Hitchman, Speaker of the Assembly, by Messrs. Selkreg, La Bau, Pitts, Younglove, W. S. Clark and Allis, after which the resolution was unanimously adopted.

By unanimous consent, on motion of Mr. Tarbox,

Resolved, That the thanks of this House are due, and are hereby tendered, to C. W. Armstrong, Clerk of the Assembly, for the general fairness and ability with which he has discharged the duties of his office.

By unanimous consent, on motion of Mr. Ranney,

Resolved, That the thanks of this House are tendered to the deputy and assistant clerks, for the courteous and efficient manner in which they have discharged their arduous and difficult duties.

The Senate bill entitled "An act authorizing the placing of an obstruction at the intersection of Big ditch with the Wallkill river," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|--------------|--------------|------------|---------------|-------------|
| Ackert | Cameron | Hartman | Miller | Sherman |
| Allis | Chapman | Hasbrouck | Murphy | Skeels |
| A. H. Andrew | G. Clark | Hubbard | Nelson | L. E. Smith |
| Balcom | W. S. Clark | Humphrey | Palmer | Stannard |
| Bamler | Cook | Irving | Penfield | Starr |
| Bennet | Cornwall | Jacobs | Pitts | Sumner |
| Bentley | Daily | Jones | Pond | Tarbox |
| Bergen | Davis | Keady | Prince. | Topliff |
| Bradstreet | Decker | Kinney | Purdy | Tower |
| Bristol | Eaton | La Bau | Quinn | Weed |
| Brush | Flach | Little | Ranney | Wellington |
| Burhans | J. L. Flagg | Loughran | A. Richardson | Wells |
| D. Burns | F. H. Flagge | Mallison | S. Richardson | Wiley |
| P. Burns | Galvin | Mann | Rider | A. I. Wood |
| Button | Gifford | Matthewson | Riley | F. H. Woods |
| Cady | Gleason | McKiever | Selkreg | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Sherman,

Resolved, That there be printed of the annual report of the Superintendent of Public Instruction, one copy for each school district and school commissioner in the State.

By unanimous consent, on motion of Mr. Starr,

Resolved, That the committee of the whole be discharged from the further consideration of the bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to facilitate the construction of the Buffalo and Oil Creek Cross-cut railroad, and to authorize towns to subscribe to the capital stock thereof,' passed April 7, 1866, and to confirm bonds issued by authority of the provisions of said act to exempt the same from certain taxations, and to allow savings banks to invest therein," and that it be ordered to a third reading.

The Senate returned the following resolution: "*Resolved* (if the Assembly concur), That the Clerk furnish each member of the Legislature with one copy of each of the volumes of Journal, documents and debates of the Constitutional Convention," with a message informing that they concur in the passage of the same, as amended by the Assembly.

The Senate returned the bill entitled "An act making appropriations for certain expenses of government, and for supplying deficiencies in former appropriations," with a message informing that they agree to the report of the committee of conference thereon.

Ordered, That said bill be re-engrossed and returned to the Senate.

On motion of Mr. Matthewson, at 10 o'clock and 30 minutes, the House adjourned.

WEDNESDAY, MAY 6, 1868.

The House met pursuant to adjournment.

Prayer by the Rev. Mr. Clark.

The minutes of yesterday were read and approved.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That the journal clerk, under the direction of the Clerk of the House, be directed to arrange the papers on the files of the House, and index them for convenient reference.

By unanimous consent, on motion of Mr. W. S. Clark,

Resolved, That 1,000 copies of the Auditor's annual report on the tolls, trade and tonnage of the canals, be printed for the use of the Department.

By unanimous consent, on motion of Mr. Miller,

Resolved, That the committee of the whole be discharged from the further consideration of the Senate bill entitled "An act for the relief of Eli A Bronson," and that the same now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 50 }
{ NOES 34 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| Ackert | Cady | Galvin | Lasher | Rider |
| Allis | Campbell | Guigou | Lounsbury | Sherman |
| A. H. Andrew | Cornwall | Halsey | Matthewson | Skeels |
| Balcom | Dayton | Hartman | McKiever | Skillman |
| Bergen | Decker | Hasbrouck | Miller | C. L. Smith |
| Bradstreet | Eaton | Hubbard | Penfield | Stannard |
| Brush | Flach | Humphrey | Place | Sumner |
| D. Burns | F. H. Flagge | Irving | Ranney | Underwood |
| P. Burns | Frear | Johnson | Ray | Wellington |
| Button | Furman | Jones | S. Richardson | Williams |

Those who voted in the negative, were

| | | | | |
|----------|-------------|-----------|---------------|-----------|
| Babcock | W. S. Clark | Mallison | Quinn | Stevens |
| Bamler | Daily | Mann | Raber | Sullard |
| Bennet | Gleason | Nelson | A. Richardson | Tarbox |
| Bristol | Howard | Nicholson | Root | Topliff |
| Cameron | Keady | O'Reilley | Selkreg | Weed |
| Chapman | Kinney | Pitts | L. E. Smith | Younglove |
| G. Clark | Little | Prince | Speaker | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have non-concurred in the passage of the same.

By unanimous consent, on motion of Mr. Little,

Resolved, That the bill entitled "An act to amend an act entitled 'An act to simplify and abridge the practice, pleadings and proceedings of the courts of the State,' passed April 12, 1848," now have its third reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 69 }
{ NOES 17 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|------------|
| Allis | Flach | Kinney | Place | Stannard |
| Bamler | F. H. Flagge | Lasher | Prince | Stevens |
| Bentley | Frear | Little | Quinn | Sullard |
| Brush | Galvin | Loughran | Ranney | Sumner |
| Buel | Gifford | Lounsbury | S. Richardson | Topliff |
| D. Burns | Gleason | Mallison | Rider | Tower |
| P. Burns | Guigou | Mann | Riley | Trainer |
| Campbell | Halsey | Matthewson | Root | Underwood |
| Chapman | Hartman | Miller | Sherman | Weed |
| Chism | Hasbrouck | Murphy | Skeels | Wiley |
| G. Clark | Howard | Nelson | Skillman | Williams |
| W. S. Clark | Hubbard | Nicholson | C. L. Smith | A. I. Wood |
| Dayton | Humphrey | O'Reilley | L. E. Smith | Younglove |
| Eaton | Jones | Pitts | Speaker | |

Those who voted in the negative, were

| | | | | |
|------------|----------|----------|-------|---------------|
| Balcom | Cornwall | Irving | Moran | A. Richardson |
| Bennet | Daily | Johnson | Raber | Selkreg |
| Bradstreet | Davis | McKiever | Ray | Tarbox |
| Cady | Decker | | | |

When the name of Mr. Cameron was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

When the name of Mr. Lounsbury was called, he asked to be excused from voting.

Mr. Speaker put the question whether the House would grant said request, and it was determined in the negative.

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Younglove called for the consideration of the resolution heretofore offered by him, in the words following:

Resolved, That in future Red Books shall contain the name of each insurance company doing business in this State, properly classified as insurance companies of the State of New York, insurance companies of other States, and foreign insurance companies; and further classified as life, accident, fire, marine, live stock and mixed insurance companies, and where mixed, the business of such as indicated by its corporate name, or provided in their charters; and further giving the capital, surplus, assets, cash on hand, investments, number of outstanding policies, amount insured, and all other liabilities of such companies respectively, as shall appear by their last preceding annual statement or report to the Superintendent of the Insurance Department.

Mr. Irving moved to add to said resolution the reports of banks.

Mr. Speaker put the question whether the House would agree to said motion to amend, and it was determined in the negative.

On motion of Mr. O'Reilly, said resolution was referred to the committee on insurance companies.

The Senate bill entitled "An act to change the boundaries of the First and Second wards of the city of Albany, and define and establish the boundaries thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 80 }
{ NOES 00 }

Those who voted in the affirmative were

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hubbard | Nelson | Skeels |
| Allis | G. Clark | Humphrey | Nicholson | Skillman |
| Babcock | W. S. Clark | Irving | O'Reilly | L. E. Smith |
| Balcom | Cook | Johnson | Penfield | Speaker |
| Bamler | Cornwall | Jones | Pitts | Stannard |
| Bennet | Davis | Keady | Place | Stevens |
| Bentley | Dayton | Kinney | Pond | Sumner |
| Bradstreet | Decker | Lasher | Prince | Topliff |
| Bristol | Flach | Little | Raber | Tower |
| Brush | F. H. Flagge | Lounsbury | Ranney | Trainer |
| D. Burns | Frear | Mallison | Ray | Underwood |
| P. Burns | Gifford | Mann | A. Richardson | Weed |
| Button | Gleason | Matthewson | S. Richardson | Wiley |
| Cady | Guigon | McKiever | Riley | Williams |
| Cameron | Hartman | Miller | Selkreg | F. H. Woods |
| Chapman | Hasbrouck | Murphy | Sherman | Younglove |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend the charter of the city of Utica," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 82 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Ackert | W. S. Clark | Humphrey | Penfield | C. L. Smith |
| Allis | Cook | Irving | Pitts | L. E. Smith |
| Babcock | Cornwall | Johnson | Prince | Speaker |
| Balcom | Dayton | Jones | Purdy | Stannard |
| Bamler | Decker | Keady | Raber | Starr |
| Bennet | Eaton | Kinney | Ranney | Sullard |
| Bentley | Flach | Lasher | Ray | Tarbox |
| Bradstreet | F. H. Flagge | Little | A. Richardson | Topliff |
| Bristol | Frear | Lounsbury | S. Richardson | Tower |
| Brush | Gifford | Mallison | Rider | Underwood |
| D. Burns | Gleason | Mann | Riley | Weed |
| P. Burns | Guigou | Matthewson | Root | Wiley |
| Button | Halsey | McKiever | Selkreg | Williams |
| Cady | Hartman | Miller | Sherman | A. I. Wood |
| Cameron | Hasbrouck | Murphy | Skeels | F. H. Woods |
| Chism | Howard | Nicholson | Skillman | Younglove |
| G. Clark | Hubbard | | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

Mr. Frear, from the committee on the affairs of cities, to which was referred the Senate bill entitled "An act to incorporate the People's Mutual Warehousing and Security Company," with power to report complete at any time, reported the same complete; which report was agreed to, and said bill ordered to a third reading.

The bill entitled "An act for the relief of the Coney Island and Brooklyn Railroad Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 67 }
{ NOES 8 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-------------|
| A. H. Andrew | Cook | Hasbrouck | Penfield | Skillman |
| Babcock | Cornwall | Hubbard | Pitts | Stannard |
| Balcom | Daily | Humphrey | Prince | Sullard |
| Bamler | Dayton | Irving | Purdy | Sumner |
| Brush | Decker | Jones | Quinn | Topliff |
| P. Burns | Eaton | Kinney | Ranney | Tower |
| Button | Flach | Lasher | Ray | Underwood |
| Cady | F. H. Flagge | Loughran | S. Richardson | Weed |
| Cameron | Frear | Mann | Rider | Wellington |
| Campbell | Gifford | Miller | Riley | Williams |
| Chapman | Gleason | Murphy | Selkreg | A. I. Wood |
| Chism | Guigou | Nelson | Sherman | F. H. Woods |
| G. Clark | Halsey | O'Reilley | Skeels | Younglove |
| W. S. Clark | Hartman | | | |

Those who voted in the negative, were

| | | | | |
|--------|------------|-------------|---------|--------|
| Ackert | Bradstreet | McKiever | Stevens | Tarbox |
| Bennet | Galvin | L. E. Smith | | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act to incorporate the People's Mutual Warehousing and Security Company," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 69 }
{ NOES 24 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|------------|----------|-------------|
| Ackert | G. Clark | Halsey | McKiever | Skells |
| A. H. Andrew | W. S. Clark | Howard | Miller | C. L. Smith |
| Babcock | Cook | Humphrey | Moran | Speaker |
| Balcom | Cornwall | Irving | Murphy | Stannard |
| Bamler | Daily | Johnson | Nelson | Starr |
| Bennet | Dayton | Jones | O'Reilly | Stevens |
| Bradstreet | Decker | Keady | Penfield | Sullard |
| Bristol | Eaton | Kinney | Place | Sumner |
| Buel | Flach | Lasher | Prince | Tower |
| P. Burns | J. L. Flagge | Little | Quinn | Trainer |
| Button | F. H. Flagge | Loughran | Raber | Wiley |
| Cameron | Frear | Mallison | Ranney | F. H. Woods |
| Campbell | Galvin | Mann | Ray | Younglove |
| Chism | Gifford | Matthewson | Riley | |

Those who voted in the negative, were

| | | | | |
|---------|-----------|---------------|-------------|------------|
| Brush | Guigou | Nicholson | Selkreg | Underwood |
| Cady | Hartman | Pond | Sherman | Weed |
| Chapman | Hasbrouck | S. Richardson | Skillman | Williams |
| Davis | Hubbard | Rider | L. E. Smith | A. I. Wood |
| Gleason | Lounsbury | Root | Topliff | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate returned the bill entitled "An act to incorporate the New Amsterdam Savings Bank, of the city of New York," with a message informing that they had passed the same, with the following amendment:

Section 1, line 8, after the word "located," insert the words "in the Tenth ward."

The amendment having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 00 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|------------|---------------|-------------|
| Allis | W. S. Clark | Irving | Penfield | C. L. Smith |
| A. H. Andrew | Cook | Johnson | Pitte | L. E. Smith |
| Babcock | Cornwall | Jones | Pond | Stannard |
| Balcom | Daily | Keady | Prince | Stevens |
| Bamler | Decker | Kinney | Purdy | Sullard |
| Bennet | Eaton | Lasher | Quinn | Tarbox |
| Bradstreet | Flach | Little | Ray | Topliff |
| Bristol | Frear | Lounsbury | A. Richardson | Trainer |
| Brush | Galvin | Mallison | S. Richardson | Underwood |
| Buel | Gleason | Mann | Rider | Weed |
| P. Burns | Guigou | Matthewson | Root | Wiley |
| Cady | Halsey | McKiever | Selkreg | Williams |
| Cameron | Hartman | Miller | Sherman | A. I. Wood |
| Campbell | Hasbrouck | Nelson | Skells | F. H. Woods |
| Chism | Hubbard | Nicholson | Skillman | Younglove |
| G. Clark | Humphrey | O'Reilly | | |

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendment.

The Senate returned the bill entitled "An act relative to savings banks," with a message informing that they had passed the same, with the following amendments:

Section 1, line 6, engrossed bill, after the word "of," where it secondly occurs, insert the words "the United States or of," and after the word "county," insert the word "or." Same line, strike out the words "or town." Same line, after the word "State," insert the words "is pledged and."

The amendments having been read,

Mr. Speaker then put the question whether the House would concur in said amendment, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 81 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Ackert | Chism | Hasbrouck | Murphy | Skillman |
| Allis | W. S. Clark | Hubbard | Nelson | C. L. Smith |
| Babcock | Cornwall | Humphrey | Nicholson | L. E. Smith |
| Balcom | Daily | Irving | Palmer | Speaker |
| Bamler | Davis | Jacobs | Penfield | Starr |
| Bennet | Dayton | Jones | Pitts | Stevens |
| Bergen | Decker | Keady | Princoe | Sullard |
| Bradstreet | Eaton | Kinney | Quinn | Tarbox |
| Bristol | Flach | Little | Raber | Topliff |
| Brush | F. H. Flagge | Loughran | Ray | Torrey |
| Buel | Frear | Lounsbury | A. Richardson | Tower |
| D. Burns | Furman | Mallison | S. Richardson | Trainer |
| P. Burns | Galvin | Mann | Rider | Underwood |
| Button | Gleason | Matthewson | Rogers | Wellington |
| Cameron | Halsey | McKiever | Root | Wendover |
| Campbell | Hartman | Miller | Skeels | Wiley |
| Chapman | | | | |

Those who voted in the negative, were

Howard Selkreg F. H. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in their amendments.

By unanimous consent, on motion of Mr. Dayton,

Resolved, That the Senate bill entitled "An act in relation to mortgages executed by railroad companies," be taken from the committee of the whole and ordered to a third reading.

Mr. Tower, from the committee on banks, to which was recommitted the Senate bill entitled "An act to incorporate the Mutual Benefit Savings Bank, in the city of New York," reported that they had had the same under consideration, and recommended that the Assembly recede from the amendments made thereto.

Mr. Speaker put the question whether the House would agree to said report and recede from said amendments, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 72 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|----------|----------|----------|
| Ackert | W. S. Clark | Humphrey | Penfield | Speaker |
| A. H. Andrew | Cook | Irving | Place | Stannard |

| | | | | |
|------------|--------------|------------|---------------|-------------|
| Babcock | Cornwall | Jones | Prince | Stevens |
| Balcom | Daily | Kinney | Raber | Sullard |
| Banler | Dayton | Lasher | Ranney | Sumner |
| Bennet | Decker | Lounsbury | Ray | Tarbox |
| Bradstreet | Eaton | Mann | A. Richardson | Topliff |
| Bristol | F. H. Flagge | Matthewson | S. Richardson | Tower |
| Buel | Galvin | McKiever | Rider | Underwood |
| P. Burns | Gifford | Miller | Selkreg | Weed |
| Button | Guigou | Moran | Sherman | Wiley |
| Cady | Halsey | Murphy | Skeels | Williams |
| Cameron | Hartman | Nelson | Skillman | F. H. Woods |
| Chapman | Hasbrouck | O'Reilly | L. E. Smith | Younglove |
| G. Clark | Hubbard | | | |

Those who voted in the negative, were

Johnson Keady

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have receded from their amendments thereto.

The Senate returned the bill entitled "An act to make provision for the government of the city of New York," with a message informing that they agree to the following report of the committee of conference thereon:

To the Senate and Assembly :

The committee of conference to whom was referred the differences between the Senate and Assembly on the bill entitled "An act to make provisions for the government of the city of New York," have come to the following conclusion, and recommend that the Assembly concur with the following amendments:

After the word "comptroller," on page 1, line 19, in engrossed bill: "The mayor and comptroller of the city of New York are hereby directed to select four daily and three weekly newspapers published in the city of New York as papers wherein the proceedings of the common council, or of either branch thereof, and the notice of its committees shall be published; and shall communicate to the common council and to the clerk of each board thereof the names of titles of the papers which they have selected as official papers. And no proceedings of the common council, or of either branch thereof, or notices of its committees shall be officially published in any other paper or papers. And hereafter the said corporation shall not be liable for any debt incurred for advertising in contravention of this provision; and no person or corporation other than the proprietors of such selected papers shall be entitled to receive any money from or recover any judgment against the mayor, aldermen and commonalty of the city of New York for publishing or advertising the proceedings of the common council, or of either board thereof, or notices of its committees." And add to the end thereof the following words: "But nothing in this act contained shall be construed to impair or affect any claim for advertising heretofore acquired under the provisions and authority of existing laws, when such claim has been duly certified and audited."

That the Senate recede in its amendment striking out the words "cleaning markets, thirty-five thousand dollars," on line 31, page 1, engrossed bill, and insert the words "cleaning markets, thirty thousand dollars."

That the House concur in Senate's amendment on line 22, page 3, engrossed bill, by inserting the words following: "And the board of commissioners of the Central Park is hereby authorized to include in the estimate which said board is now authorized to make for moneys required

for the maintenance and government of the said Park, such further sum not exceeding fifty thousand dollars annually, as said board may require for that purpose."

That the Senate recede on Senate's amendment in striking out on line 16, page 5, engrossed bill, the words "For the Blind Mechanics' Association, six thousand dollars."

That the Senate recede on Senate's amendment in striking out on line 3, page 7, engrossed bill, the words:

"For the New York Female' Assistance Society, five thousand dollars."

That the Assembly concur, on line 24, page 8, engrossed bill, and strike out the words "For the grading and regulating Hamilton-square, in the city of New York, thirty thousand dollars."

That the Senate recede on Senate's amendment in striking out fifty thousand dollars for "House of the Good Shepherd, for the erection of a building on their own premises, at the foot of Eighty-ninth street, East river," and insert the following: "House of the Good Shepherd, for the erection of a building on their own premises, at the foot of Eighty-ninth street, East river, twenty-five thousand dollars."

That the Senate recede on Senate's amendment in reducing printing for the common council to "sixty thousand dollars," and insert in lieu thereof the words "ninety thousand dollars."

That the Senate recede on Senate's amendment in striking out, on lines 14, 15 and 16, page 10, engrossed bill, the words "Roads and avenues sprinkling, twenty thousand dollars, to be expended by the street commissioners in the employment of suitable persons therefor," and insert in lieu thereof the words, "Roads and avenues sprinkling, fourteen thousand dollars, to be expended by the street commissioners in the employment of suitable persons therefor."

The Senate also recede in altering the paragraph on lines 17, 18, 19, 20 and 21, page 10, engrossed bill, and reinstate the words as follows: "Streets, repaving and repairing, one hundred and thirty-five thousand dollars, the contract or agreement therefor to be made under such stipulations and with such person or persons as the street commissioners shall decide to be for the best interests of the city."

Also recede from the following, after the word "dollars:" "The work to be done by contract or agreement, as provided by law, under the direction of the street department, and no contract to be made in excess of the same herein authorized."

The Assembly concur on line 22, page 10 of engrossed bill, after the words "salaries, legislative department," "additional compensation to the members of the board of aldermen, making the annual salaries of the members thereof, respectively, three thousand five hundred dollars, and twelve hundred dollars annual salary of the assistant librarian of the city;" excepting the following: "also seven thousand five hundred dollars annual salary of the clerk of the common council, five thousand dollars annual salary of his deputy;" and altering the succeeding sum from "two hundred and eleven thousand four hundred and fifty dollars" to "one hundred and thirty-eight thousand three hundred dollars."

That the Assembly concur in the Senate amendment on lines 34 and 35, page 12, engrossed bill, in striking out the words, "For the purchase of an offal depect for the city of New York, by the comptroller of said city, not exceeding one hundred thousand dollars."

That the Senate recede from its amendment on lines 5, 6 and 7, page 13, engrossed bill, in striking out the following words: "and the salary of each commissioner, for duties imposed by recent legislation, is hereby increased two thousand five hundred dollars."

That the Senate recede from its amendment in striking out on lines 8 to 14, page 13, engrossed bill, the following words: "For counsel fees, costs and disbursements, in the action brought by the attorney-general to determine the title of claimants to the office of councilmen, fifteen thousand dollars, which sum, or so much thereof as may be necessary, the comptroller is hereby authorized and directed to adjust and pay to Waldo Hutchins and John K. Porter, and the other attorneys and counsel therein interested."

That the Senate recede from its amendment in striking out on lines 29 to 34, page 13, engrossed bill, the following words: "To William W. Burnham, for services rendered in connection with sales of real estate under direction of the commissioners of the sinking fund, as recommended by said commissioners, in resolution passed December thirty-first, eighteen hundred and sixty-seven, one thousand dollars."

That the Senate recede from its amendment in striking out on line 35, page 13, and lines 1 to 16, page 14, engrossed bill, the following words: "To the proprietors of the New York Leader, for arrearages due for advertising, eleven thousand two hundred and nine dollars and forty-six cents; also to the proprietors of the New York World, for arrearages due for advertising, fifteen thousand one hundred and thirty-one dollars and forty-four cents; also to the proprietors of the New York Commercial Advertiser, for arrearages due for advertising, seventeen thousand three hundred and fifty dollars and fifty cents; also to the Tribune Association, for arrearages due for advertising, eight thousand seven hundred and sixty dollars and twenty-four cents; also to the proprietors of the New York Dispatch, for arrearages due for advertising, nine thousand seven hundred and ninety dollars and four cents; also to the proprietors of the New York Citizen, for arrearages due for advertising, four thousand eight hundred and eighty-six dollars; said claims to be paid when audited and allowed by the comptroller."

That the Senate recede from its amendment in striking out on lines 10 to 17, page 15, engrossed bill, the following words: "To J. G. and I. Edge, for display of fireworks, July fourth, eighteen hundred and sixty-six, this sum having been omitted through clerical error, in allowances made to said Edge in tax levy for eighteen hundred and sixty-seven, eleven thousand two hundred and eighty-three dollars and thirty-three cents, to be paid when audited and allowed by the comptroller."

That the Senate recede from its amendment in striking out section 6, engrossed bill.

That the Senate recede from its amendment in striking out on lines 20 to 24, page 11, engrossed bill, the following words: "Also the further sum of forty thousand dollars, being five thousand to each of the police justices, for extra services in holding court on Sundays, from eighteen hundred and sixty-four to eighteen hundred and sixty-eight, both years inclusive," and insert in lieu thereof the words, "Also the further sum of twenty-four thousand dollars, being three thousand to each of the police justices, for extra services in holding court on Sundays, from eighteen hundred and sixty-four to eighteen hundred and sixty-eight, both years inclusive."

That the Assembly concur in Senate's amendment on line 26, page 11, engrossed bill, by inserting the words "one hundred and four thousand dollars," in place of the words "sixty thousand dollars."

That the Assembly concur in Senate's amendment in line 32, page 11, engrossed bill, by inserting the words "four hundred and forty-eight thousand four hundred and seventy dollars," in place of the words "three hundred thousand dollars."

That the Senate recede from its amendment in striking out on lines 24 to 28, page 12, engrossed bill, the following words: "For paving Tompkins square, set apart for a military parade ground, with the Fisk concrete or other suitable pavement, so as to make the same available for parade purposes, the sum of sixty thousand dollars, to be expended by or under the direction of the street department."

The Senate recede from adding in section 9 the words "mayor and," and the words "they are," engrossed bill.

The Assembly concur in the Senate's amendment on striking out, in section 10, the words on lines 18, 19 and 20, page 21, engrossed bill, "and of section 3 of chapter 240 of the Laws of 1861."

The Assembly concur in the amendments of so much of section 8 as reads as follows:

"§ 8. The said several sums shall be applied only to the objects and purposes for which the same are hereby appropriated, except as herein otherwise provided; and neither said corporation, nor any board, department officer, or agent thereof, or head of any department, shall incur any liability or make any contract or contracts, or permit or vote for or authorize, audit or allow, directly or indirectly, any expenditure for any of the objects and purposes specified, the aggregate of which expenditure and of the liabilities under such contract shall exceed the sum appropriated for said purpose, or for any other purpose or object than that herein specified. And the common council, or any head of department of the city of New York, are hereby prohibited from creating any new office or department, or increasing the salaries of those now in office or their successors, except as provided by acts passed by the Legislature of eighteen hundred and sixty-eight."

And that the Senate recede from the remainder of said section.

All of which is respectfully submitted.

RICHARD CROWLEY,

A. W. PALMER,

MICHAEL NORTON,

Senate Committee.

ALEX. FREAR,

PETER TRAINER,

WILLIAM BRISTOL,

M. C. MURPHY,

WM. C. JONES,

Assembly Committee.

The report having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cameron | Hartman | Moran | Skeels |
| Allis | Campbell | Hasbrouck | Murphy | C. L. Smith |
| A. H. Andrew | Chapman | Hubbard | Nelson | Speaker |
| W. S. Andrews | G. Clark | Humphrey | Nicholson | Stannard |
| Babcock | W. S. Clark | Irving | O'Reilly | Starr |
| Balcom | Cornwall | Johnson | Penfield | Sullard |
| Bamler | Daily | Jones | Place | Sumner |
| Bennet | Dayton | Keady | Pond | Topliff |
| Bentley | Eaton | Kinney | Prince | Torrey |
| Bergen | Flach | Lasher | Purdy | Tower |
| Bradstreet | F. H. Flagge | Loughran | Quinn | Trainer |
| Bristol | Frear | Mallison | Raber | Underwood |
| Brush | Galvin | Mann | A. Richardson | Weed |
| Buel | Gleason | Matthewson | S. Richardson | Williams |

P. Burns
Button
Cady

Guigon
Halsey

McKiever
Miller

Rider
Riley

A. I. Wood
Younglove

Those who voted in the negative, were

Davis

Pitts

Ranney

Selkreg

Tarbox

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in the report of the committee of conference thereon.

The Senate returned the bill entitled "An act relative to the county of New York, to provide for the support and uses of the county government by tax, and to improve its property, increase its revenues, and to regulate its officers and its expenditures," with a message informing that they agree to the report of the committee of conference thereon, in the words following:

To the Senate and Assembly:

The committee of conference appointed on the matters in difference between the Senate and Assembly on the bill entitled "An act to make provision for the government of the county of New York," respectfully report as follows:

That the Assembly concur in the Senate amendment in striking out in line 4, page 2, engrossed bill, the following words: "copying public documents, county clerk's office, ten thousand dollars."

That the Assembly concur in the Senate amendment to "salaries, judiciary," modified to read as follows: "Salaries, judiciary, five hundred and forty thousand three hundred and eighty-eight dollars, which sum includes the increase of salary as follows: To the judges of the Supreme Court, the superior court, and the court of common Pleas, each three thousand dollars; to the judges of the marine court, an increase of salary of two thousand dollars each; to the city judge, an increase of salary of three thousand five hundred dollars, and to the recorder, an increase of salary of three thousand dollars; and the salaries of the said judges above named are hereby increased as above mentioned, pursuant to the several resolutions of the board of supervisors of the city and county of New York, making such increase to the several justices and judges of the civil and criminal courts above named, which resolutions are hereby legalized; and the salaries of the clerk of the superior court and clerk of the court of common pleas are respectively increased three thousand dollars per annum, and the salary of the naturalization clerk in the superior court is hereby fixed at two thousand dollars per annum. The said several increases of salaries to take effect from January first, eighteen hundred and sixty-eight."

That the Senate recede in striking out, beginning at line 24, page 4, engrossed bill, and ending at line ten, page 5, engrossed bill, modified so as to read as follows:

"To A. Oakey Hall, in full for his bill and subsisting claim of counsel fees for legal services rendered the boards of coroners and police justices of the city of New York, for the six years ending December 31st, 1867, the sum of twelve thousand dollars, being at the rate of one thousand dollars per year for each board of said legal services, and to be paid him by the comptroller of the city of New York; and to Orlando L. Stewart, in full for legal services as assistant district attorney, during the years 1861, 1862, 1863 and 1864, the sum of five thousand five hundred dollars, but from and after the first day of January, A. D. 1868, the district attorney of the county of New York shall receive a yearly salary of fifteen thousand dollars, which yearly compensation

shall be in lieu of all fees and costs and charges whatsoever arising out of suits upon forfeited recognizances, and in lieu of any claim for legal services hereafter to be rendered by said district attorney to the board aforesaid. And from and after the first day of January, A. D. 1868, there shall be but three assistant district attorneys for said county, who shall receive a yearly salary of five thousand dollars each, and no more."

That the Senate recede from its amendment in striking out, at line 31, and following pages 3 and 4, engrossed bill, the following words:

"The costs, disbursements and counsel fees, incurred during the tax commissioners' controversy in the matter of the People on the relation of the Attorney General *versus* J. M. Raymond and Ira O. Miller, the further sum of five thousand five hundred dollars, to be paid to Henry H. Anderson, and seven thousand five hundred dollars to Ira O. Miller and J. M. Raymond, and to be paid by the comptroller on vouchers filed.

"The counsel fees, costs and legal disbursements incurred by the board of county canvassers and by William Joice, and the late supervisor, Joseph B. Taylor, in the matter of the litigation between those parties touching the rights to seats in the board of supervisors, fifteen thousand dollars, which sum, or so much thereof as may be necessary, the comptroller is hereby authorized and directed to adjust and pay to Abraham B. Lawrence, Jr., John McKeon, and the other attorneys and counsellors interested therein."

And also insert the following:

"The counsel fees, costs and legal expenses incurred by the board of county canvassers and Smith Ely, Jr., in the matter of the litigation between those parties touching the right of the said Smith Ely, Jr., to a seat in the board of supervisors, six thousand dollars, which sum, or so much thereof as may be necessary, the comptroller is hereby authorized and directed to pay to Nelson J. Waterbury and Rufus F. Andrews, and other attorneys and counsellors interested therein.

"For such amount as shall be reported by Charles O'Connor, Henry E. Davies and Samuel J. Tilden, to the board of supervisors, to be due to Nelson J. Waterbury, for services rendered by him as district attorney, for which he is entitled to compensation, over and above the amounts received by him, and for disbursements by him while holding said office, and for services rendered and expenses incurred by him in connection with criminal prosecutions since he ceased to hold said office, which amount, upon the confirmation of such report by the board of supervisors, the comptroller of the city and county of New York is hereby authorized and directed to pay."

That the Senate recede from its amendments striking out, at lines 21 to 24, page 5, engrossed bill, the following words:

"For the payment of the claim of Elizabeth M. Auld, one thousand five hundred dollars, for services rendered by her late husband, J. B. Auld, in the mayor's office, to be paid on the resolution of the board of supervisors."

That the Senate recede from its amendments striking out, beginning at line 25 and ending at line 32, page 5, engrossed bill, and insert in lieu thereof the following:

"For the payment of the claim of John B. McKean, three thousand dollars, for compiling and preparing Supreme Court general calendar for years eighteen hundred and sixty-three, eighteen hundred and sixty-four, eighteen hundred and sixty-five, eighteen hundred and sixty-six,

and eighteen hundred and sixty-seven, to be paid on the audit of the board of supervisors."

That the Assembly concur in the Senate amendments striking out section 2, engrossed bill. That the Senate recede from its amendments in striking out section 3, engrossed bill, and that the same be reinstated in words modified as follows:

"§ 3. No judgment against the county of New York shall be valid unless the claim on which the action is brought has been presented to the board of supervisors of said county, and passed on by them, or they have unreasonably refused or omitted to take action on the same. Before any execution shall be issued on any such judgment, notice of the recovery thereof shall be given to the comptroller, and he shall be allowed ten days to provide for its payment."

That the Assembly concur in so much of the Senate amendment making an additional section number three, as reads as follows:

"The said several sums shall be applied only to the objects and purposes for which the same are hereby appropriated, except as herein otherwise provided, and neither the board of supervisors of said county nor any officer, agent or member thereof, or head of department, shall incur any liability, or make any contract or contracts, or permit, or vote for, or authorize, audit or allow, directly or indirectly, any expenditures for any of the objects and purposes specified, the aggregate of which expenditures and of the liabilities under such contracts, shall exceed the sum appropriated for said purpose, or for any other purpose or object than that herein specified. And the board of supervisors of the county of New York are hereby prohibited from creating any new office or department, or increasing the salaries of those now in office, or their successors."

And the Senate recede from the remainder of said section number 3. All of which is respectfully submitted.

GEO. N. KENNEDY,

A. X. PARKER,

H. W. GENET,

Senate Committee.

ALEX. FREAR,

PETER TRAINER,

W. C. JONES,

WM. BBISTOL,

M. C. MURPHY,

Assembly Committee.

The report having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 80 }
{ NOES 5 }

Those who voted in the affirmative, were

| | | | | |
|--------------|--------------|-----------|---------------|-----------|
| Ackert | Campbell | Hasbrouck | McKiever | Speaker |
| Allis | Chapman | Howard | Moran | Stannard |
| A. H. Andrew | W. S. Clark | Hubbard | Murphy | Starr |
| Babcock | Cornwall | Humphrey | Nelson | Sullard |
| Balcom | Daily | Irving | Nicholson | Sumner |
| Bamler | Davis | Johnson | Penfield | Topliff |
| Bennet | Dayton | Jones | Place | Torrey |
| Bentley | Decker | Keady | Quinn | Tower |
| Bergen | Eaton | Kinney | Raber | Trainer |
| Bristol | Flach | Lasher | A. Richardson | Underwood |
| Brush | F. H. Flagge | Little | Rider | Weed |
| Buel | Frear | Loughran | Riley | Wendover |
| D. Burns | Galvin | Lounsbury | Sherman | Wiley |

| | | | | |
|----------|---------|------------|-------------|-------------|
| P. Burns | Gleason | Mallison | Skeels | A. I. Wood |
| Cady | Guigou | Mann | Skillman | F. H. Woods |
| Cameron | Halsey | Matthewson | C. L. Smith | Younglove |

Those who voted in the negative, were

| | | | | |
|-------|--------|---------|-------------|--------|
| Pitts | Ranney | Selkreg | L. E. Smith | Tarbox |
|-------|--------|---------|-------------|--------|

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in the report of the committee of conference thereon.

The Senate bill entitled "An act in relation to mortgages executed by railroad companies," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 68 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|-------------|--------------|------------|---------------|-----------------|
| Ackert | Davis | Irving | Place | Speaker |
| Allis | Dayton | Johnson | Prince | Stannard |
| Balcom | Decker | Jones | Purdy | Sullard |
| Bamler | Eaton | Keady | Raber | Sumner |
| Bradstreet | Flach | Kinney | Ray | Topliff |
| Bristol | F. H. Flagge | La Bau | S. Richardson | Torrey |
| Brush | Frear | Mallison | Rider | Van Valkenb'rgh |
| P. Burns | Galvin | Mann | Riley | Wendover |
| Cameron | Gleason | Matthewson | Selkreg | Wiley |
| Chapman | Guigou | Miller | Sherman | Williams |
| G. Clark | Halsey | Moran | Skeels | A. I. Wood |
| W. S. Clark | Hartman | Murphy | Skillman | F. H. Woods |
| Cornwall | Hasbrouck | O'Reilley | L. E. Smith | Younglove |
| Daily | Humphrey | Penfield | | |

Those who voted in the negative, were

| | |
|--------|--------|
| Bennet | Little |
|--------|--------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Jones called for the consideration of the preamble and resolution heretofore offered by him, in the words following:

Whereas, a wide diversity of opinion has long existed in the public mind as to the best manner of conducting our State prisons, so as to reduce their present increased and constantly increasing expenses to the State; and whereas, it has been publicly insinuated that the present enormous cost of said prisons has resulted more from extravagance and corruption than an honest and economical administration of their affairs; therefore

Resolved, That a committee of three be appointed, with power to send for persons and papers, whose duty it shall be to make a careful and thorough investigation of the past and present mode of conducting said prisons, and to report the result of such investigation to the next Legislature, with such recommendations as may be suggested by such investigation; and that said committee shall make no charge against the State for their personal expenses in the discharge of their duties as members of said committee.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Speaker announced as such committee Messrs. Jones, Matthewson and Wendover.

Mr. Brush moved that the House take a recess for one-half an hour.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

On motion of Mr. Place,

Resolved, That the Senate bill entitled "An act to provide for the appointment of an additional inspector and measurer of lumber and timber, and of boats and their cargoes, at Oswego," now have its final reading.

Said bill was then read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 79 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cameron | Halsey | Nelson | Stannard |
| Allis | Chapman | Hartman | O'Reilley | Stevens |
| A. H. Andrew | Chism | Hasbrouck | Penfield | Sullard |
| W. S. Andrews | G. Clark | Howard | Pond | Sumner |
| Babcock | W. S. Clark | Hubbard | Prince | Tarbox |
| Balcom | Cook | Humphrey | Purdy | Topliff |
| Bennet | Cornwall | Irving | Ranney | Tower |
| Bentley | Daily | Jones | Ray | Trainer |
| Bergen | Dayton | Keady | A. Richardson | Weed |
| Bradstreet | Decker | Kinney | S. Richardson | Wells |
| Bristol | Eaton | Lasher | Rider | Wiley |
| Brush | Flach | Lounsbury | Selkreg | Williams |
| D. Burns | F. H. Flagge | Mallison | Sherman | A. I. Wood |
| P. Burns | Frear | Matthewson | Skeels | F. H. Woods |
| Button | Gifford | McKiever | Skillman | Younglove |
| Cady | Gleason | Miller | C. L. Smith | |

Those who voted in the negative, were

| | | | |
|--------|-------|-------|-------------|
| Little | Quinn | Raber | L. E. Smith |
|--------|-------|-------|-------------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The bill entitled "An act to amend an act entitled 'An act to amend an act entitled An act to facilitate the construction of the Buffalo and Oil Creek Cross-cut railroad, and to authorize towns to subscribe to the capital stock thereof,' passed April 7, 1866, and to confirm bonds issued by authority of the provisions of said act to exempt the same from certain taxation, and to allow savings banks to invest therein," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 74 }
{ NOES 9 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|-----------|----------|
| Allis | Cameron | Hartman | Nicholson | Speaker |
| A. H. Andrew | Campbell | Hasbrouck | O'Reilley | Stannard |
| W. S. Andrews | Chapman | Hubbard | Penfield | Starr |
| Babcock | Chism | Humphrey | Pond | Stevens |
| Bamler | W. S. Clark | Irving | Prince | Sullard |
| Bennet | Cornwall | Johnson | Purdy | Sumner |

| | | | | |
|------------|--------------|------------|-------------|-------------|
| Bentley | Dayton | Jones | Raber | Topliff |
| Bergen | Decker | Kinney | Ranney | Underwood |
| Bradstreet | Eaton | Lasher | Rider | Weed |
| Bristol | Flach | Lounsbury | Root | Wellington |
| Brush | J. L. Flagge | Mann | Sherman | Wells |
| Buel | F. H. Flagge | Matthewson | Skeels | Wiley |
| D. Burns | Gleason | Miller | Skillman | F. H. Woods |
| P. Burns | Guigon | Murphy | C. L. Smith | Younglove |
| Button | Halsey | Nelson | L. E. Smith | |

Those who voted in the negative, were

| | | | | |
|----------|--------|----------|----------|------------|
| G. Clark | Howard | Mallison | Quinn | A. I. Wood |
| Davis | Keady | McKiever | Williams | |

Ordered, That the Clerk deliver said bill to the Senate, and request their concurrence therein.

The Senate bill entitled "An act authorizing the Syracuse, Fayetteville and Manlius Railroad Company to transfer all its rights, franchises and property to the Syracuse and Chenango Valley Railroad Company," was read a third time.

Mr Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 4 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | G. Clark | Howard | Murphy | Skeels |
| Allis | W. S. Clark | Hubbard | Nelson | Skillman |
| A. H. Andrew | Cook | Humphrey | Nicholson | C. L. Smith |
| W. S. Andrews | Cornwall | Irving | Penfield | Stannard |
| Babcock | Dayton | Jacobs | Pitts | Stevens |
| Balcom | Decker | Johnson | Place | Sullard |
| Bennet | Eaton | Jones | Pond | Tarbox |
| Bergen | Flach | Kinney | Prince | Topliff |
| Bradstreet | F. H. Flagge | La Bau | Purdy | Torrey |
| Bristol | Frear | Lasher | Ranney | Tower |
| Brush | Furman | Little | Ray | Trainer |
| Buel | Gleason | Loughran | A. Richardson | Underwood |
| D. Burns | Guigon | Lounsbury | S. Richardson | Wells |
| Button | Halsey | Mallison | Rider | A. I. Wood |
| Cady | Hartman | Mann | Riley | F. H. Woods |
| Cameron | Hasbrouck | Matthewson | Sherman | Younglove |
| Chapman | | | | |

Those who voted in the negative, were

| | | | |
|-------|----------|-----------|-------------|
| Keady | McKiever | O'Reilley | L. E. Smith |
|-------|----------|-----------|-------------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

By unanimous consent, on motion of Mr. Younglove,

Resolved, That one thousand copies each of the twentieth and twenty-first reports upon the State Cabinet of Natural History be printed for the use of the Assembly, and five hundred copies for the use of the State Cabinet.

Mr. Johnson moved to take from the table the motion to reconsider the vote on the final passage of the bill entitled "An act to reimburse the Second Regiment of the National Guard for expenses and losses sustained by its members."

Mr. Speaker put the question whether the House would agree to said motion to take from the table, and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion to reconsider the vote on the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 59 }
{ NOES 33 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|-----------|-------------|
| Ackert | Daily | Hasbrouck | McKiever | C. L. Smith |
| A. H. Andrew | Dayton | Hubbard | Moran | Speaker |
| W. S. Andrews | Decker | Humphrey | Murphy | Stannard |
| Balcom | Flach | Irving | Nelson | Stevens |
| Bradstreet | F. H. Flagge | Jacobs | O'Reilley | Sumner |
| Buel | Frear | Johnson | Place | Topliff |
| D. Burns | Furman | Jones | Pond | Trainer |
| P. Burns | Galvin | Keady | Purdy | Underwood |
| Button | Gifford | Kinney | Raber | Wells |
| Campbell | Guigou | Loughran | Riley | Wiley |
| Chism | Halsey | Mallison | Skeels | F. H. Woods |
| W. S. Clark | Hartman | Matthewson | Skillman | |

Those who voted in the negative, were

| | | | | |
|---------|----------|-----------|---------------|------------|
| Allis | Cook | Little | Ray | Tarbox |
| Babcock | Cornwall | Mann | S. Richardson | Torrey |
| Bennet | Davis | Miller | Rider | Wendover |
| Bergen | Eaton | Nicholson | Root | Williams |
| Brush | Gleason | Penfield | Sherman | A. I. Wood |
| Cady | Howard | Pitts | L. E. Smith | Younglove |
| Cameron | Lasher | Ranney | | |

The Senate bill entitled "An act to provide for the completion of the improvement of Third street, in the city of Brooklyn, and for the collection of the expense thereof," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 81 }
{ NOES 3 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|----------|
| Ackert | W. S. Clark | Hasbrouck | McKiever | Rider |
| Allis | Cook | Howard | Miller | Riley |
| W. S. Andrews | Cornwall | Hubbard | Moran | Selkreg |
| Balcom | Dayton | Humphrey | Nelson | Sherman |
| Bamler | Decker | Irving | Nicholson | Skeels |
| Bergen | Eaton | Jacobs | O'Reilley | Skillman |
| Bradstreet | Flach | Johnson | Penfield | Speaker |
| Bristol | J. L. Flagge | Jones | Pitts | Stannard |
| Brush | F. H. Flagge | Keady | Place | Stevens |
| D. Burns | Frear | Kinney | Pond | Sullard |
| P. Burns | Galvin | Lasher | Prince | Sumner |
| Button | Gifford | Little | Purdy | Topliff |
| Cady | Gleason | Loughran | Ranney | Tower |
| Campbell | Guigou | Mallison | Ray | Trainer |
| Chapman | Halsey | Mann | A. Richardson | Wiley |
| Chism | Hartman | Matthewson | S. Richardson | Williams |
| G. Clark | | | | |

Those who voted in the negative, were

| | | |
|--------|-------------|--------|
| Bennet | L. E. Smith | Tarbox |
|--------|-------------|--------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to authorize the supervisors of the town of Lowville, Lewis county, to purchase burial lots," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof.

{ AYES 36 }
{ NOES 43 }

Those who voted in the affirmative, were

| | | | | |
|--------------|-------------|-----------|----------|------------|
| Ackert | Bristol | Dayton | Penfield | Sullard |
| Allis | Brush | Eaton | Place | Tarbox |
| A. H. Andrew | Buel | Halsey | Pond | Torrey |
| Babcock | Button | Kinney | Ranney | Underwood |
| Balcom | Cady | Little | Root | Wendover |
| Bamler | Cameron | Mann | Selkreg | A. I. Wood |
| Bennet | W. S. Clark | Nicholson | Speaker | Younglove |
| Bergen | Cook | | | |

Those who voted id the negative, were

| | | | | |
|---------------|--------------|-----------|----------|-------------|
| W. S. Andrews | F. H. Flagge | Humphrey | Moran | Sherman |
| Bentley | Frear | Irving | Murphy | Skeels |
| Bradstreet | Galvin | Johnson | Nelson | C. L. Smith |
| D. Burns | Gifford | Jones | O'Reilly | Starr |
| P. Burns | Gleason | Keady | Purdy | Stevens |
| Campbell | Hartman | Lounsbury | Quinn | Topliff |
| Cornwall | Hasbrouck | Mallison | Raber | Tower |
| Decker | Howard | McKiever | Riley | F. H. Woods |
| J. L. Flagg | Hubbard | Miller | | |

By unanimous consent, on motion of Mr. Younglove,

Whereas, The law in relation to canal contracts provides that contractors, as a security for the performance of their contracts, shall deposit with the auditor for the treasury a certain sum of money on their contracts respectively, which shall be invested in manner provided by law; and whereas, it is reported that the State Treasurer, acting under the authority of the commissioners of the Canal Fund, has loaned said money to certain banks in direct violation of the provisions of the statute in such case made and provided; therefore,

Resolved, That the Treasurer of the State be required to report forthwith, or to next Legislature, whether he has at any time loaned any of the moneys deposited with Auditor, or otherwise, by contractors for the repairs of the canals, as above stated, and, if so, by what authority he has loaned said moneys, to what bank or banks, and at what rate of interest, and at what time the interest commenced.

The Senate bill entitled "An act to confirm the title of the Excelsior Fire Insurance Company to certain real estate in the city of Brooklyn," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 73 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|----------|-----------|----------|
| Ackert | W. S. Clark | Humphrey | Nicholson | Sherman |
| Allis | Cornwall | Irving | Penfield | Skeels |
| W. S. Andrews | Dayton | Jacobs | Pitta | Skillman |
| Babcock | Decker | Jones | Place | Stannard |

| | | | | |
|------------|--------------|-----------|---------------|------------|
| Balcom | Eaton | Keady | Pond | Starr |
| Bennet | J. L. Flagg | Kinney | Prince | Stevens |
| Bergen | F. H. Flagge | Lasher | Purdy | Sumner |
| Bradstreet | Frear | Little | Quinn | Topliff |
| Bristol | Gifford | Loughran | Raber | Tower |
| Brush | Gleason | Lounsbury | Ranney | Trainer |
| P. Burns | Guigon | Mallison | Ray | Underwood |
| Button | Halsey | Mann | S. Richardson | Wells |
| Cady | Hartman | Miller | Rider | A. I. Wood |
| Cameron | Hasbrouck | Moran | Selkreg | Younglove |
| Chapman | Hubbard | Nelson | | |

Those who voted in the negative, were

G. Clark F. H. Woods

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. Irving moved to reconsider the vote on the Senate bill entitled "An act to authorize the supervisor of the town of Lowville, Lewis county, to purchase burial lots."

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 67 }
{ NOES 15 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|-------------|
| Ackert | G. Clark | Jacobs | Raber | Sullard |
| Allis | W. S. Clark | Kinney | Ranney | Sumner |
| A. H. Andrew | Cook | Lasher | Ray | Tarbox |
| W. S. Andrews | Daily | Little | A. Richardson | Topliff |
| Babcock | Davis | Lounsbury | S. Richardson | Torrey |
| Balcom | Eaton | Mann | Rider | Tower |
| Bennet | Flach | Miller | Root | Underwood |
| Bradstreet | J. L. Flagg | Murphy | Selkreg | Weed |
| Brush | Furman | Nicholson | Skillman | Wells |
| Buel | Gifford | O'Reilley | C. L. Smith | Wendover |
| P. Burns | Halsey | Pitts | L. E. Smith | A. I. Wood |
| Cady | Hasbrouck | Place | Speaker | F. H. Woods |
| Cameron | Humphrey | Pond | Stannard | Younglove |
| Chism | Irving | | | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|---------|----------|---------|
| Bergen | Galvin | Howard | Keady | Nelson |
| Campbell | Gleason | Johnson | Mallison | Sherman |
| F. H. Flagge | Hartman | Jones | McKiever | Stevens |

Mr. Speaker then put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths of said members being present.

{ AYES 69 }
{ NOES 14 }

Those who voted in the affirmative, were

| | | | | |
|---------------|-------------|-----------|---------------|----------|
| Ackert | Chism | Gleason | Penfield | Speaker |
| Allis | G. Clark | Guigon | Pitts | Stannard |
| A. H. Andrew | W. S. Clark | Halsey | Place | Sullard |
| W. S. Andrews | Cook | Hasbrouck | Prince | Sumner |
| Babcock | Cornwall | Hubbard | Raber | Tarbox |
| Balcom | Daily | Humphrey | Ray | Torrey |
| Bennet | Davis | Irving | S. Richardson | Tower |

| | | | | |
|----------|-------------|-----------|-------------|-------------|
| Bentley | Dayton | Jacobs | Rider | Underwood |
| Bergen | Eaton | Kinney | Root | Weed |
| Brush | Flach | Lasher | Selkreg | Wendover |
| P. Burns | J. L. Flagg | Little | Sherman | A. I. Wood |
| Button | Frear | Mann | Skeels | F. H. Woods |
| Cady | Furman | Miller | C. L. Smith | Younglove |
| Cameron | Gifford | Nicholson | L. E. Smith | |

Those who voted in the negative, were

| | | | | |
|--------------|---------|---------|----------|---------|
| Bradstreet | Galvin | Johnson | Mallison | Riley |
| Campbell | Hartman | Jones | Nelson | Stevens |
| F. H. Flagge | Howard | Keady | Quinn | |

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

The Senate bill entitled "An act to prevent encroachments upon grave yards," was read a third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof.

{ AYES 78 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|------------|---------------|-------------|
| Ackert | Cameron | Halsey | Penfield | Speaker |
| Allis | Chism | Hasbrouck | Pitts | Stannard |
| A. H. Andrew | G. Clark | Hubbard | Place | Sumner |
| W. S. Andrews | W. S. Clark | Humphrey | Pond | Tarbox |
| Babcock | Cornwall | Irving | Purdy | Topliff |
| Balcom | Daily | Jacobs | Raber | Torrey |
| Bamler | Davis | Jones | Ray | Tower |
| Bentley | Dayton | Keady | S. Richardson | Trainer |
| Bergen | Decker | Little | Rider | Underwood |
| Bradstreet | Eaton | Mallison | Root | Wells |
| Bristol | J. L. Flagg | Mann | Selkreg | Wiley |
| Brush | F. H. Flagge | Matthewson | Sherman | Williams |
| D. Burns | Frear | McKiever | Skeels | A. I. Wood |
| P. Burns | Furman | Miller | Skillman | F. H. Woods |
| Button | Gleason | Nelson | C. L. Smith | Younglove |
| Cady | Guigon | Nicholson | | |

Those who voted in the negative, were

| | |
|---------|--------|
| Gifford | Kinney |
|---------|--------|

Ordered, That the Clerk return said bill to the Senate, with a message informing that the Assembly have passed the same.

Mr. W. S. Andrews moved that the House take a recess for fifteen minutes.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the negative.

By unanimous consent, on motion of Mr. Furman,

Resolved, That the petition and bill relative to the Steuben Institution, which was, by resolution of the committee on public education, put on file, be returned to the party introducing the same.

By unanimous consent, on motion of Mr. Jacobs,

Resolved (if the Senate concur), That the Legislature adjourn *sine die* at 2½ o'clock P. M. this day.

Ordered, That the Clerk deliver said resolution to the Senate, and request their concurrence therein.

The Senate returned the bill entitled "An act making appropriations

for certain public and charitable institutions," with a message informing that they had agreed with the report of the conference committee on said bill, in the words following:

The conference committee to which was referred the points of difference on the bill entitled "An act making appropriations for certain public and charitable institutions," report that they have considered the same, and agreed to recommend the following amendments to the engrossed bill:

In the item, on page 1, line 4, striking out the word "fifty" and inserting the word "eighty" the Assembly concur.

Same section, line 8, after the word "equalization" insert the words "of assessments," Assembly concur.

Page 4, striking out the words as follows:

"For the Masonic Asylum, at Havana, \$1,000.

"For the Jane Gray School, at Mount Morris, \$3,000.

"For the Day Home, \$5,000.

"For the Female Seminary, at Gainesville, \$1,000.

"For the Ingraham University, at Le Roy, \$4,000.

"For the Evangelical Lutheran St. John's Orphan Home, at Buffalo, \$2,000.

"For the St. Mary's Boy's Orphan Asylum, in Rochester, \$5,000.

"For the St. Vincent's Orphan Asylum, in Albany, \$10,000.

"For the Troy Catholic Male Orphan Asylum, \$10,000."

Assembly concur in all excepting "Day Home, at Troy," "Masonic Asylum, at Havana," "St. John's Lutheran Home, at Buffalo."

St. Mary's Orphan Asylum, at Rochester, was amended so as to read "one thousand dollars;" St. Vincent's Orphan Asylum, at Albany, "three thousand dollars;" Troy Catholic Male Orphan Asylum, "six thousand five hundred dollars."

Striking out item as follows: "but including the Women's Hospital, the Mount Sinai Hospital, the Homœopathic Infirmary for Women, the New York Infirmary for Indigent Women and Children, the Hospital of the Poor of St. Francis, the Ladies' Relief Association, at Elmira, for the Soldier's Home, the Brooklyn Hospital, the Long Island College Hospital, the Troy Hospital, the Marshall Infirmary, the Albany Hospital, the Rochester City Hospital, the St. Mary's Hospital at Rochester, the Buffalo General Hospital, the St. Mary's Lying-in Women's and Foundling Hospital at Buffalo, the Buffalo Hospital of the Sisters of Charity," Assembly concur.

In item, "to hospital," Assembly concur with Senate in striking out the word "forty," and inserting the words "fifty-five."

In item, to New York Ophthalmic Hospital, amended to read "two thousand five hundred dollars."

In item, inserting the words "of New York," after the word "Dispensary," Assembly concur with Senate.

In the item striking out the words "requiring Dispensary to report," on page 5, lines 34 and 35, Assembly concur with Senate.

In item, for Rochester City Hospital, Senate recede.

In item, for St. Mary's Lying-in Women's Hospital at Buffalo, Assembly concur.

Assembly concur with Senate in inserting after line 6, page 6, the words "for the Buffalo General Hospital, five thousand dollars."

In striking out the item for the Society for Protection of Destitute Roman Catholic Children at Buffalo, on page 6, lines 27 and 28, Assembly concur.

In item, for Troy Hospital, page 7, line 1, Senate recede.

Pages 7 and 8, in striking out the following items:

"For the Church of St. Mary's, in the city of New York, to aid in the maintenance of the schools under its charge, five thousand dollars.

"For the Church of St. Bridget in the city of New York, to aid in the maintenance of the schools under its charge, five thousand dollars.

"For the Church of St. Vincent Ferrer in the city of New York, to aid in the maintenance of the schools under its charge, one thousand dollars.

"For the Church of the Transfiguration in the city of New York, to aid in the maintenance of the schools under its charge, five thousand dollars.

"For the Church of the Immaculate Conception in the city of New York, to aid in the maintenance of the schools under its charge, five thousand dollars.

"For the Church of St. Patrick in the city of New York, to aid in the maintenance of the schools under its charge, five thousand dollars.

"For the school of the Church of Our Lady of the Angels, in Brooklyn, to aid in the maintenance of the schools under its charge, three thousand dollars.

"For the Church of St. Joseph, in Brooklyn, to aid in the maintenance of the schools under its charge, two thousand five hundred dollars.

For the Sisters of Mercy, in Brooklyn, to aid in the maintenance of the free schools under their charge, five thousand dollars.

"For the St. Patrick's school, in Newburgh, two thousand dollars.

"For the B'nai Berith school, in Albany, three thousand dollars.

"For the St. Joseph's reformatory and free school, in Syracuse, three thousand dollars.

"For the Church of St. Peter's, of New York, for the maintenance of the schools under its charge, three thousand dollars.

"For the St. Lawrence school, in the city of New York, five thousand dollars.

"For the Church of St. James, in the city of New York, to aid in the maintenance of the schools under its charge, three thousand dollars.

"For the Church of St. Paul, in the city of New York, to aid in the maintenance of the schools under its charge, two thousand five hundred dollars.

"For the Church of St. Joseph, in the city of New York, to aid in the maintenance of the schools under its charge, one thousand dollars.

"For the Church of St. Stephen, in the city of New York, to aid in the maintenance of the schools under its charge, two thousand dollars.

"For the Church of St. Peter's, in Troy, to aid in the maintenance of the schools under its charge, one thousand dollars.

"For the Church of St. Gabriel, in the city of New York, to aid in the maintenance of the schools under its charge, three thousand dollars.

"For the Church of St. Michael, in the city of New York, to aid in the maintenance of the schools under its charge, three thousand dollars.

"For the Church of St. Nicholas, in the city of New York, to aid in the maintenance of the schools under its charge, two thousand dollars.

"For the Church of St. Peter, in the village of Rome, to aid in the maintenance of schools under its charge, one thousand dollars.

"For the Church of St. Theresa, in the city of New York, to aid in the maintenance of the schools under its charge, three thousand dollars."

Assembly concur with the Senate in striking out.

In the item for the Union Home and school for the orphan children of our volunteers, it is agreed it shall read as follows:

"For the Union Home and school for the orphan children of our volunteers, the sum of fifty dollars per head (not to exceed ten thousand dollars) for each orphan maintained by it, or in that proportion for the

time such orphan is maintained; and the amount received by it under this appropriation is hereby declared to be a lien in favor of the State upon the real estate owned by it."

It is further agreed that the following item shall read as follows:

"To the New York Ladies' Educational Union, five thousand dollars." (Patriot Orphan Home), "the sum of five thousand dollars, which sum, if received, is hereby declared to be a lien upon the real estate owned by it."

It is further agreed that the following item shall read as follows:

"For the Colored Orphan Asylum of the city of New York, twenty-five thousand dollars, to be paid out of the Metropolitan excise fund."

Also the following item:

"For the Ladies' Benevolent Society of the city of Schenectady, five hundred dollars, for the education and maintenance of indigent children under their charge, to be paid to their treasurer for the purpose aforesaid."

It is also agreed that the item on page 2, lines 12, 17 and 18, on page 3, lines 3, 15, 20 and 31, on page 4, line 1, be stricken out of the bill.

The following to be added at the end of section 2:

"For the charity week-day schools of the State, to be paid on the warrant of the Comptroller, *pro rata* according to the number of scholars instructed in them without charge during the last fiscal year, to be divided by the Comptroller on the 1st day of July next, on certificates duly verified by affidavit, fifty thousand dollars.

"Where the Comptroller has reason to believe that a false report or return has been made by any institution or school entitled to draw a share of the public moneys herein appropriated, he is hereby authorized to appoint, at the expense of the State, an agent to investigate the facts in the case, and if such report or return is found to be false in any particular, he is further authorized to modify or withhold entirely the portion to which such institution or school would have been entitled, and to divide the same among the remaining institutions."

All of which is duly submitted.

J. O'DONNELL,

Ch'n Senate Committee.

JOHN JACOBS,

JOHN L. FLAGG,

Assembly Committee.

The report having been read,

Mr. Speaker put the question whether the House would concur in the same, and it was determined in the affirmative, two-thirds of all the members elected to the Assembly voting in favor thereof.

{ AYES 90 }
{ NOES 2 }

Those who voted in the affirmative, were

| | | | | |
|---------------|--------------|-----------|---------------|-------------|
| Ackert | Cook | Hasbrouck | Miller | Skeels |
| Allis | Cornwall | Howard | Moran | Skillman |
| A. H. Andrew | Daily | Hubbard | Murphy | O. L. Smith |
| W. S. Andrews | Davis | Humphrey | Nelson | Speaker |
| Babcock | Dayton | Irving | Nicholson | Stannard |
| Bamler | Decker | Jacobs | O'Reilly | Starr |
| Bennet | Eaton | Johnson | Penfield | Stevens |
| Bentley | Flach | Jones | Pond | Sullard |
| Bergen | J. L. Flagg | Keady | Prince | Sumner |
| Bradstreet | F. H. Flagge | Kinney | Purdy | Topliff |
| Buel | Frear | Lasher | Quinn | Tower |
| D. Burns | Furman | Little | Raber | Trainer |
| P. Burns | Galvin | Loughran | S. Richardson | Underwood |
| Button | Gifford | Lounsbury | Rider | Weed |

| | | | | |
|-------------|---------|------------|---------|-------------|
| Cady | Gleason | Mallison | Riley | Wells |
| Cameron | Guigou | Mann | Root | Wiley |
| Campbell | Halsey | Matthewson | Selkreg | Williams |
| W. S. Clark | Hartman | McKiever | Sherman | F. H. Woods |

Those who voted in the negative, were

Brush G. Clark

Ordered, That the Clerk return said bill to the Senate, with a message informing of concurrence in the report of the committee of conference thereon.

A message from the Senate was received and read informing of concurrence in the resolution in the words following:

Resolved, (if the Senate concur), That the Legislature adjourn *sine die* at 2½ o'clock P. M. this day.

On motion of Mr. Jacobs,

Resolved, That a committee of two be appointed to wait upon His Excellency the Governor, and inform him that the Assembly is ready to adjourn.

Messrs. Jacobs and Selkreg were appointed such committee.

On motion of Mr. J. L. Flagg,

Resolved, That a committee of two be appointed to wait upon the Senate, and inform that body that the House is ready to adjourn.

Messrs. J. L. Flagg and Younglove were appointed such committee.

Mr. W. S. Clark offered for the consideration of the House a preamble and resolution, in the words following:

Whereas, the equal assessment of taxes for the support of government and defraying the expenses thereof, interests alike all classes of tax-paying citizens; and whereas, our assessment laws are confessedly defective and unequal in their operation; and whereas, it is impossible to speedily develop a system of assessment which shall be at once effective and equitable in its application; therefore

Resolved, That a committee of three be appointed by the Speaker to inquire, without expense to the State, as to the mode of assessment of taxes in different States, and report to the next Legislature the result of their investigation, and if possible, present for its consideration a revised system for the assessment of taxes in this State.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative.

Mr. J. L. Flagg, from the committee on federal relations, submitted the following report and resolutions:

The committee on federal relations, to which several petitions in regard to the state of affairs at the federal capital were referred, respectfully report:

That the committee view with alarm the course of the Federal Congress, which has gradually encroached upon the rights of the States, the liberties of the people, and the prerogatives of co-ordinate branches of the legislature, until it threatens not only to wholly overthrow the Constitution, but to subvert the entire system of representative and responsible government, which the Constitution was designed to guarantee.

In reviewing the acts which have culminated in this usurpation, it is impossible not to see the evidence of a deliberate conspiracy, artfully contrived and persistently pursued to this end.

Taking advantage of the exigency of civil war—which demanded patriotic sacrifices, willingly rendered by the masses of the people—the protected capitalists, who had secured a dominant influence in government, proceeded to enact in their own interest, in successive Con-

gresses, seven different tariff bills, each more exacting than its predecessor, and all aimed, not to increase the revenue of the government, but to diminish it by checking importations and giving indirect bounties to protected interests.

The deficiency of revenue created by this inadequate and unjust system was supplied by a scheme of internal taxation, partial in its exactions, capricious in the mode of imposition, and so framed as to be oppressive to honest dealers and an invitation to fraud on the part of the dishonest.

A system of paper money entrusted to national banks of issue, and made legal tender, in defiance of the express injunction of the Constitution, was the next device to make the rich richer and the poor poorer.

In the same law—which, in spite of the warnings and protests of the friends of the Constitution, thus endowed irresponsible corporations with the right to issue a deteriorated currency—the vast debt now amounting to \$2,000,000,000 was initiated. Of the wasteful and corrupt manner in which this vast sum was expended, and of the gross inequality in which its burdens are imposed, it is unnecessary to speak. The crowning injustice and revolutionary character of the enactment consisted in the clause which exempted the holders of national bonds from State and county and municipal taxation.

The effect of this enactment was to organize in the midst of every community a class separate from the common mass of taxpayers, and exempted from any share of the common burdens—a class interested in pushing local and State expenditures to the highest point, and in urging the municipalities and the Legislature to speculative enterprises, being themselves secure from any contribution to the losses which fall upon the community when they prove unsuccessful!

The creation of this *imperium in imperio*—this exempted class of bondholders holding separate rank and exclusive pretensions in the State, has been followed by a usurpation still more dangerous. It is claimed that the bonds, the interest of which is payable in gold, and the principal in the currency of the country, are redeemable only in gold. The language of the statute which first authorized them, and which made government paper a legal currency, belies this interpretation. The language held in Congress by the authors of the scheme proves its want of foundation. "These bonds," said Thaddeus Stevens, in the debate of June, 1864, "are made payable in money by the express terms of the law; and if legal tender notes are money, then they are payable in that. . . . No man who is a lawyer can come to any other conclusion than that the principal of these five-twenty bonds is payable in money. The difference in the terms employed is as distinct and definite as if it had been said, in so many words, that one is payable in coin and the other in paper currency."

The assumption, in spite of the enactments and its contemporaneous interpretation, that these bonds are payable in gold, is rendered more insolent by the course of Congress in keeping the currency in a deteriorated state, in deferring the resumption of specie payments, and endeavoring to tide over the crisis of the Presidential election by the promised issue of one hundred millions more of paper money.

The privilege of issuing over \$300,000,000 of this paper currency has been awarded to the national banks, who are paid at the same time out of the federal treasury nearly \$20,000,000 a year as interest on the securities they hold in guarantee of this circulation. It is not the policy of the Constitution to authorize paper money, or to encourage or maintain large debts. But if such issues are made, the government should

have the benefit of them; and in this instance would save to the people twenty millions of dollars a year in taxes, by replacing the circulation of the banks by a direct issue of circulating notes from the treasury.

It is not the policy of the Democratic party to trifle with the public credit. Its history is that of a hard-money party—a party which has paid off both State and national debts. Its representatives have voted to pay off our State debt in the specie in which it was contracted. It is pledged to meet the obligations of the government with perfect faith and literal fidelity. It will seek by economies to reduce the burdens of government, and curtail those extravagances which, even more than the debt, weigh upon the resources of the nation. It will not debase the currency in order to defraud the public creditor and all other creditors; but it will extinguish public obligations, when it comes into power, in such currency as Congress shall give to the people to meet ordinary obligations between them.

We refer to these things in order to show that there has been created by Congress, and its subsequent usurpations have been designed to uphold and strengthen, a privileged and exempted class, and to array them against the body of the community. This class embraces—1. The protected manufacturing interests. 2. The bondholders, erected into a kind of scrip-nobility, exempted from taxation, and claiming to be paid in a currency different to that awarded to the mass of the people. 3. The national banks of circulation, which receive twenty millions of dollars a year for issuing a currency which the government is pledged to redeem, and which it can issue as well and more safely. 4. The army and navy maintained in exorbitant proportions, and at immense cost to the country in a time of peace. 5. The hordes of office-holders, outnumbering the army and navy, eating out the substance of the people, and degrading public morals by the spectacle of their shameless frauds, perpetrated with impunity and with the cognizance of the government. 6. The body of pensioners, many of them brave and honest soldiers to whose claims the country can never be indifferent, but including a mass of parasites, bred in the license of war, but who have never seen a battle-field. 7. The Freedmen's Bureau, organized upon the theory of the incapacity of the negroes for self-support, and administered, at immense expense, for the purpose of throwing the government of ten States into the hands of these dependent and ignorant blacks.

It is to maintain these classes in their exemptions and privileges, at the expense of the great body of the people and in hostility to them, that the usurpations of Congress have been initiated and pursued with an audacity that the apparent apathy of the people has encouraged.

The accredited majority in Congress—many of whom had been exasperated against our system of government by a long exclusion from power during the more tranquil and happy days of the Republic—seized the occasion of the nation's danger to pass laws against personal liberty, against the freedom of the press and of public assemblage, and initiated a system of arbitrary arrest and violent repression intended to paralyze all opposition. They followed this up by expelling from their seats rightfully chosen Senators and Representatives. They admitted into the Union, as States, territories without adequate population upon pledge of political subserviency of their representatives; and in order to increase this factitious majority they divided Virginia, without the consent of its people. The long persistent effort to bring in the Southern States under negro domination has had for its object to fill up and complete this system of rotten boroughs, by which the government is to be carried on in defiance of the will of the people. For this purpose the ten

excluded States were placed under a military dictatorship; the command of the army was taken from the President and transferred to the hands of a political general and his subordinates; and the white population of the ten States held in position of forcible repression, large masses of them being disfranchised for the purpose, while the States were given up to the political control of a negro population freshly emancipated from slavery.

The effect of these acts has been to nullify and destroy the representative principle in our government. The small States of the Northeast, bribed by bounties and tariffs, combined with the factitious States of the far West and recruited by the representatives of negro constituencies, have been able to outweigh in Congress the voice of the masses of the people centred in the larger States of the Union. The symmetry of the Constitution and the balance of power between sections has been destroyed by the disfranchisement of the white population of the South and the long exclusion of their States from representation, and the final subjection of the white to the black race. Under this system New York has been without influence in the Senate and powerless in the House of Representatives. Her four millions of people have been less regarded in legislation than the squatter constituency of Nevada, and their voice is now to be nullified by the negro constituency of Arkansas.

It is a revolution that is effected in government when the representative branch, thus disorganized in its proportions, assumes executive functions—when a body, merely legislative and advisory, assumes to execute the laws, to pass judicially upon them, to subordinate or set aside co-ordinate and coequal branches of government, and exercise its functions outside of the Constitution.

Two obstacles have stood in the way of the usurping cabal, who, by their instrumentalities, have domineered over Congress and sought to perpetuate their misgovernment in defiance of the people. The Supreme Court has had the power to stigmatise as unconstitutional the grosser acts of Congress, and has on more than one occasion declared them void. The President, elected by the same party that control Congress, has recoiled at their acts; and instead of making himself the accomplice of their usurpations, has, on several occasions, defended by his veto the prerogatives of his office and the rights of the people. To silence the Supreme Court, laws have been enacted depriving the people of the right of appeal to it in cases where the authority of Congress may be questioned, and threats impend over it—still further to restrict its powers—which are intended to paralyze it in his highest functions.

The rightful prerogatives of the Executive have in like manner been struck down. His power to remove peculating officials has been rescinded, and wider impunity has been given to fraud and extortion. He has been deposed from the command of the army, in defiance of the express authority of the Constitution; and the attempt is now in progress to remove him from his executive office, and to place in his stead an instrument of the Congressional cabal, and a tool of the privileged classes, whom, by these usurpations, it is intended to retain in their exemptions and exclusive and exceptional immunities.

This crime approaches its consummation! The pretended trial instead of proving the guilt of the accused has made clear his innocence. It has exhibited him, not as the assailant of the Constitution, but as its defender. The evidence elicited instead of impeaching his official integrity, commends him to the confidence and the sympathies of the people.

It becomes the Legislature of this State to pronounce the sentiment

of abhorrence with which the people view these usurpations and their object; and your committee conclude with these resolutions:

Resolved, That the aggressions of Congress upon the rights of the States and the functions of co-ordinate branches of government indicate a settled purpose to set aside the Constitution and to destroy the liberties of the people.

Resolved, That the independence of the judiciary is essential to the integrity of the Constitution and the rights of the citizens, and that we protest against any act of Congress infringing upon it.

Resolved, That the evidence elicited on the trial of President Johnson, before the Court of Impeachment, has established the innocence of that high functionary; and that his conviction would be regarded by the people as the false judgment of a partisan court, and as a crime against the form and being of republican government.

Mr. J. L. Flagg moved the previous question.

Mr. Speaker put the question, "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolutions, and it was determined in the affirmative.

{ AYES 54 }
{ NOES 29 }

Those who voted in the affirmative were

| | | | | |
|-------------|-------------|------------|----------|-------------|
| Ackert | Decker | Irving | Murphy | Skillman |
| Bamler | Flach | Jacobs | Nelson | O. L. Smith |
| Bentley | J. L. Flagg | Keady | O'Reilly | Speaker |
| Bergen | Frear | Little | Penfield | Starr |
| Buel | Galvin | Loughran | Prince | Stevens |
| P. Burns | Guigou | Lounsbury | Purdy | Sumner |
| Campbell | Halsey | Mallison | Quinn | Tower |
| Chism | Hartman | Matthewson | Raber | Trainer |
| W. S. Clark | Hasbrouck | McKiever | Riley | Wiley |
| Cornwall | Howard | Miller | Sherman | Williams |
| Dayton | Hubbard | Moran | Skeels | |

Those who voted in the negative, were

| | | | | |
|---------------|----------|-----------|---------------|-----------|
| Allis | Cady | Gifford | S. Richardson | Tarbox |
| A. H. Andrew | Cameron | Kinney | Root | Torrey |
| W. S. Andrews | G. Clark | Mann | Selkreg | Weed |
| Babcock | Cook | Nicholson | L. E. Smith | Wendover |
| Balcom | Daily | Place | Stannard | Younglove |
| Bennet | Davis | Ray | Sullard | |

A message from His Excellency the Governor was received, in the the words following:

EXECUTIVE DEPARTMENT,
ALBANY, May 6, 1868. }

To the Assembly:

I approved the bills bearing the following titles, at the dates respectively named:

- Jan. 9. An act to authorize the Shipman Spring and Axle Company to mortgage its property.
18. An act to authorize the electors of school district No. 7 of the towns of Ridgeway and Shelby, Orleans county, to elect trustees.
24. An act to amend an act entitled "An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish," passed May 13, 1867.

- Jan. 24. An act to change the name of "The Evening Telegraph Association."
31. An act authorizing the fire department of the village of Delhi to purchase, hold and convey real and personal estate.
- Feb. 3. An act to authorize the extension of the time for the collection of taxes in the several towns and cities of this State.
3. An act to amend chapter 394 of the Laws of 1859, entitled "An act to amend the poor laws of the county of Herkimer."
3. An act to authorize the board of education of Union free school district, No. 2, of the town of New Lots, to raise money for the purchase of a site and the erection of a new school house thereon.
3. An act to fix the place of holding circuit courts and courts of oyer and terminer in the county of Westchester for the years 1868 and 1869.
7. An act explanatory of chapter 578 of the Laws of 1866, entitled "An act to regulate the sale of intoxicating liquors within the Metropolitan police district of the State of New York."
15. An act to provide for the election of an additional justice of the peace in the city of Syracuse.
28. An act to legalize certain bonds of the village of Watkins, in the county of Schuyler, and to provide for the payment of the same.
28. An act to provide means for the construction and completion of the court house, clerk's office and jail at Little Valley, Cattaraugus county, and to amend the first section of chapter 566 of the Laws of 1867.
28. An act to authorize the town of Malone, in the county of Franklin, to aid the village school district of said town in completing and furnishing the new school house and grading the grounds.
28. An act to found a Presbyterian hospital in the city of New York.
28. An act to amend the charter of the Homœopathic Mutual Life Insurance Company.
29. An act to extend the time for the collection of county taxes in the city of Utica for the year 1867.
- March 2. An act authorizing and providing for the election of a police justice and a police constable in the village of Addison, in the county of Steuben, and for the erection of a jail or lock-up therein.
5. An act to amend the act entitled "An act to incorporate the Young Men's Association for Mutual Improvement, in the city of Albany," passed March 12, 1835.
6. An act to amend an act entitled "An act to amend an act entitled 'An act to incorporate the village of Lyons,'" passed April 17, 1854, and the acts amending the same, passed April 12, 1860.
6. An act to amend an act entitled "An act to authorize the city of Oswego to borrow money for the purpose of building a bridge, and to provide by appropriation for its construction over the Oswego canal," passed April 22, 1867.
6. An act to confirm the official acts of James Sheldon as notary public

- March 6. An act to legalize the official acts of John J. Zeh as a justice of the peace of the town of Fulton, Schoharie county, New York.
6. An act to legalize the election of corporation officers in the village of Randolph, and their acts.
9. An act supplemental to the act entitled "An act to provide for the erection of an armory in the city of Schenectady," passed April 28, 1866.
13. An act making appropriations for the support of common schools.
13. An authorizing the trustees of the board of education of Union free school district, No. 2, of the town of West Farms, Westchester county, to raise money to build an addition to their school house.
13. An act to amend chapter 385 of the Laws of 1867, being "An act to incorporate the village of Warwick."
13. An act to extend the time for the collection of taxes in the town of Watervliet, in the county of Albany.
13. An act to amend an act entitled "An act to charter the village of Randolph, Cattaraugus county," passed May 21, 1867.
13. An act to extend the powers of the French Benevolent Society, and amend chapter 211 of the laws of 1819.
18. An act to amend an act entitled "An act to authorize the villages of Sandy Hill and Fort Edward, in the county of Washington, to issue bonds to aid in the construction of a railroad from the village of Glen's Falls to intersect the Saratoga and Whitehall railroad in the village of Fort Edward," passed May 23, 1867.
18. An act to legalize the acts of James Conley, a justice of the peace in Yates county, and to continue him in office for the term for which he was elected.
18. An act to amend an act entitled "An act to amend the charter and several acts relating to the village of Waterford, and and to incorporate the same into one act," passed April 11, 1859.
18. An act to regulate the compensation of the county treasurer of the county of Onondaga.
19. An act to authorize the building of a hydraulic chute for the transportation of lumber from the head-waters of Trout brook to Beaverkill river, in the town of Hancock, Delaware county, New York.
19. An act to provide for raising additional money for the use of the academy, new school houses and the library in the city of Utica.
20. An act to authorize the extension of the time for the collection of taxes in the towns of Middletown and Southfield, in the county of Richmond.
20. An act to authorize the Whitehall and Plattsburgh Railroad Company to construct its road upon and across certain bays and inlets.
20. An act to amend an act entitled "An act to incorporate the General Theological Seminary of the Protestant Episcopal Church in the United States," passed April 5, in the year of our Lord 1822.

- March 20. An act to amend an act entitled "An act to create a board of trustees for the town of Morrisania, in the county of Westchester, and to define their powers," passed April 22, 1864, and the several acts amending the same.
20. An act to provide for an additional supply of water in the city of Albany.
20. An act to amend an act entitled "An act to found a Presbyterian hospital in the city of New York," passed February 28, 1868.
20. An act in relation to the Walkill Valley railroad, and the town bonds issued in aid of its construction.
20. An act to amend an act entitled "An act to incorporate the Turnverein of the city of Brooklyn, Eastern District," passed April 16, 1858.
20. An act to repeal section 1 of the act entitled "An act to amend the charter of the village of Bath, in the county of Steuben," passed April 3, 1867.
20. An act to amend an act entitled "An act to alter the commissioners' map of the city of Brooklyn," passed April 22, 1867.
24. An act to amend the charter of the National Travelers' Insurance Company, and also to amend an act entitled "An act to authorize the National Travelers' Insurance Company to effect insurances upon the lives of individuals," passed April 9, 1867.
24. An act to incorporate the Rondout Savings Bank.
25. An act to authorize the Utica and Waterville Railroad Company to alter its name.
25. An act to amend an act entitled "An act in relation to the election and appointment of town officers, and providing means for the raising of moneys for the current expenses of the town of Flushing, in Queens county."
25. An act to authorize exchange of public property for public uses between the commissioners of emigration and the commissioners of public charities and correction.
25. An act to authorize the Bloss Coal and Mining Railroad Company, a corporation of the commonwealth of Pennsylvania, to hold real estate in this State, to a limited amount, for the purpose of its business.
25. An act to amend an act entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Hudson," passed April 10, 1854.
25. An act for the relief of William Van Dusen.
25. An act to amend an act entitled "An act to facilitate the construction of the Middleburgh and Schoharie railroad, and to regulate the weight of rail and the fare on the same," passed May 8, 1867.
25. An act to incorporate the Ithaca Water Works Company.
25. An act to establish the office of receiver of taxes in the town of Greenburgh, in the county of Westchester, State of New York.
26. An act to incorporate the Orleans County Monument Association, and to raise money by tax to erect a monument.
26. An act to facilitate the construction of the New York and Oswego Midland railroad, and to amend the several acts in relation thereto.

March 27. An act to amend subdivision 5 of section 5 of title 11 of the charter of the city of Syracuse, entitled "Board of Education," passed March 3, 1857.

27. An act to authorize the electors of the towns of Oyster Bay and North Hempstead, Queens county, to raise money by tax.

28. An act to incorporate the Rensselaer Park Association.

28. An act to confirm the official acts of certain town officers in the county of Westchester.

28. An act making appropriations for the completion of the New York State Institution for the Blind, at Batavia.

28. An act to incorporate the Jamestown Driving Park Association.

28. An act to authorize the village of Potsdam to issue bonds and levy taxes to aid in procuring a site for Normal school buildings.

28. An act to provide for the completion of the Wallabout improvement of the city of Brooklyn.

28. An act to amend an act entitled "An act to amend and consolidate the several acts relative to the village of Potsdam," passed March 26, 1859.

28. An act to authorize the trustees of the McDonough Village Union Cemetery Association to construct certain avenues in their grounds, and repealing chapter 412 of the Laws of 1865.

28. An act to incorporate the Wells' Seminary for the higher education of young women.

28. An act to establish the office of receiver of taxes in the town of Westchester, in the county of Westchester, New York.

28. An act to establish and define the boundaries of school district No. 1 of the town of Wheatland, and county of Monroe.

28. An act to authorize and empower the Society of the First Baptist Church of Boonville to sell and convey certain real estate.

28. An act authorizing the sale of the Methodist Episcopal Church at Brainerd's Bridge, Rensselaer county.

28. An act to amend an act entitled "An act to enable the trustees of the Mendon Central Congregational Society, of Mendon, Monroe county, New York, to sell their church property," passed April 23, 1867.

28. An act to amend an act entitled "An act to amend an act entitled 'An act to incorporate the Port Morris Land and Improvement Company.'"

28. An act to amend an act entitled "An act to secure the payment of mechanics, laborers, and persons furnishing materials towards the erection, altering or repairing buildings in the city of New York," passed May 5, 1863.

28. An act to incorporate the Protectives, No. 1, of the city of Rochester.

28. An act to authorize the construction of a farm bridge over Rocky Rift feeder, for the benefit of John W. Hawn, in the town of Minden, in the county of Montgomery.

30. An act to amend an act entitled "An act to encourage and promote education in the village of Corning," passed April 13, 1859.

- March 30. An act to amend section 4 of chapter 216 of Laws of 1867, entitled "An act to enable the town of Southeast to raise money to purchase ground and build a town hall."
30. An act to incorporate the Safe Deposit Company of the city of Rochester.
30. An act to release to Catharine D. A. Walker the title of this State, acquired by escheat, in and to certain lands.
30. An act to authorize the supervisor and justices of the peace of the town of Yonkers, in the county of Westchester, to convey certain real estate in the town of Yonkers to the Yonkers Hospital Association.
30. An act to provide for the purchase of a town hall for the town of West Farms, in the county of Westchester.
30. An act to enable the town of New Rochelle, in Westchester county, to raise money to build a town hall.
30. An act to amend chapter 52 of the Laws of 1857, being an act entitled "An act to incorporate the Fishkill Savings Institution," passed February 25, 1857.
30. An act to amend an act entitled "An act to change the name of the Second Presbyterian Church and Society of Watertown to the Stone street Presbyterian Church of Watertown," passed April 1, 1865.
30. An act to incorporate Buffalo Park.
31. An act to authorize the excavation, construction and maintenance of a canal and basin, with piers and wharves in Canandaigua lake, at the foot of Main street in the village of Canandaigua, and to authorize the trustees thereof to raise money by bond and by tax for that purpose, and to prescribe regulations for the use thereof, and to fix and enforce the penalties for the violation of such regulations.
31. An act to regulate, grade and macadamize Locust avenue, Morris street and Waverly street, in the town of West Farms.
31. An act to extend the time for the collection of taxes in the town of Mohawk, Montgomery county.
- April 1. An act to enable the Park Central Presbyterian Society of Syracuse to perfect its incorporation and to confirm grants heretofore made to it.
1. An act to incorporate the Catskill Savings Bank.
1. An act to incorporate the trustees of the Minard fund for the benefit of widows and orphans of deceased preachers of the Genesee Annual Conference.
1. An act to authorize the trustees of the village of Warsaw to lay out, open, alter, widen, repair and improve highways, public grounds and parks in said village.
1. An act to amend an act entitled "An act to provide for building a bridge over Chambers' creek, in the towns of Newburgh and New Windsor, in the county of Orange, and for making free the present toll bridge over Murderer's creek, in the town of New Windsor."
1. An act to authorize the completion and maintaining the road from Dock street, in the village of Yonkers, to the city of New York, at or near King's bridge, in the town of Yonkers.
1. An act to incorporate the Niagara Water Works Company.

- April
1. An act to amend the certificates of incorporation of the Central Virginia Copper and Gold Mining and Smelting Company.
 1. An act to amend an act entitled "An act to enable the electors of the town of Lenox, Madison county, to vote by districts for town officers," passed April 16, 1866.
 1. An act relative to changing the name of a society from the "Benevolent Dramatic and Musical Association" to an "Asylum for Aged and Infirm Hebrews."
 1. An act to provide for draining certain swamp lands in the town of New Rochelle, in the county of Westchester.
 2. An act to repeal chapter 547 of the Laws of 1866, entitled "An act to amend chapter 62 of the Laws of 1846, and other acts additional to the same," passed April 13, 1866, and to amend section 2 of chapter 899 of the Laws of 1849, entitled "An act to prevent fraud in the returns made to the Comptroller of sales at auction," passed April 11, 1849.
 2. An act to enable Robert Gordon and Frances Gordon his wife, and each of them, to hold and transmit such real estate in this State as they or either of them shall actually occupy for his or her own use.
 2. An act to provide for the rebuilding of a bridge across the outlet, made by the State, of the Onondaga lake.
 2. An act to incorporate the Clinton Savings Bank, in the city of New York.
 2. An act to amend an act entitled "An act to incorporate the Brooklyn Trust Company," passed April 14, 1866.
 2. An act to incorporate Excelsior Engine Company No. 3, of the village of Saratoga Springs, in the county of Saratoga.
 2. An act for the relief of William Marsh.
 2. An act in relation to the village of Monticello.
 2. An act to confirm the election of village officers in the village of Churchville, to confirm the acts of such officers, and to amend the charter of said village.
 2. An act to authorize the town of Wilna in the county of Jefferson, the town of Diana in the county of Lewis, and the town of Edwards in the county of St. Lawrence, to issue bonds and subscribe and take for said towns capital stock in the Black River and St. Lawrence Railway Company.
 3. An act making appropriation for deficiencies in existing appropriation, to meet existing claims and demands against the State.
 3. An act for the relief of the Franklin Fire Insurance Company.
 3. An act to authorize certain life insurance companies to make annual dividends.
 3. An act to authorize the town of Almond, in the county of Allegany, to raise money by tax for the purpose of erecting an academy and town hall in said town.
 3. An act to amend the charter of the Home Insurance Company.
 3. An act to extend the time for the collection of taxes in the city of Oswego.
 3. An act in relation to the Buffalo and Washington Railway Company, to obtain title to lands.
 3. An act to amend an act entitled "An act to incorporate the St. Lawrence University and Theological Seminary," passed April 3, 1856, by changing the manner of electing the trustees thereof.

- April
3. An act to change the boundaries of the village of Sloansville, Schoharie county, to enlarge the powers of the inhabitants thereof; amendatory of chapter 180 of Laws of 1867.
 3. An act to legalize certain acts of the trustees of School District No. 14 of Schroepel and Volney.
 3. An act to make the town of Providence a part of the first school commissioner's district of Saratoga county.
 3. An act repealing chapter 746 of the Laws of 1867, entitled "An act enlarging the powers and defining the duties of the board of health and of the trustees of the village of Watertown, Jefferson county, New York," passed April 24, 1867.
 3. An act to authorize the resident trustees of Genoa Academy to sell, transfer and convey to the trustees of School District No. 6 of the town of Genoa, the grounds, buildings, library and school apparatus belonging to said academy.
 3. An act to authorize the board of town auditors to cause a survey and map to be made of the town of Flushing, Queens county.
 3. An act to incorporate the Empire Engine and Eagle Hose Company, No. 4, of the city of Utica.
 3. An act releasing to Mary McGraw all the right, title and interest of the people of the State of New York in and to certain lands in the city of Albany.
 3. An act to regulate, grade and pave Graham avenue, Van Cott avenue and Eckford street, in the city of Brooklyn.
 3. An act to legalize the election of trustees of school district No. 14, in the town of Ridgeway, Orleans county, New York, at the annual election of trustees, held in October, 1866 and 1867, and to confirm and legalize their acts, and to allow said district to elect three trustees in said district.
 3. An act to define and establish the boundaries of school district No. 5 of the town of Flushing, in Queens county.
 3. An act to authorize the sale and conveyance of a portion of the site of the Central school of the Union free school district, No. 1, of the town of Ellicott.
 3. An act to incorporate the village of Cobleskill, Schoharie county.
 3. An act to change the title of the New York Woman's Infirmary Association.
 3. An act to amend an act entitled "An act to amend an act entitled 'An act to incorporate the village of Flushing,' passed April 15, 1837, and the several acts amendatory thereof," passed March 20, 1857.
 3. An act to amend an act entitled "An act to incorporate the Mechanics' and Traders' Savings Institution, passed April 16, 1852, and an act to amend the same," passed March 18, 1857.
 3. An act to authorize the village of Canastota and the towns of Cazenovia and Fenner, in the county of Madison, to issue bonds and take stock in the Cazenovia and Canastota Railroad Company.
 3. An act to revive the charter of the Ithaca Savings Bank.
 4. An act to authorize the city of Buffalo to borrow money and to subscribe to the capital stock of the Buffalo and Washington Railway Company.

- April 4. An act to amend chapter 286 of Laws of 1863, entitled "An act for the better support of the poor in the city of Poughkeepsie, in the county of Dutchess," passed April 29, 1863.
4. An act to authorize the boards of supervisors of Orleans and Niagara counties to appropriate money to repair the county line road between said counties.
4. An act to regulate the expenditures for poor purposes in Seneca county.
4. An act releasing the title of the State of New York to certain lands in Sparta, Livingston county, conveyed to William Moody, and authorizing said Moody to convey the same.
4. An act to repeal chapter 958 of the Laws of 1867, entitled "An act to amend chapter 255 of the Laws of 1857, entitled 'An act to provide for straightening and working the highway leading from Losee's Corners to the village of Sing Sing, in the town of Ossining,'" passed April 6, 1867.
4. An act to amend section 2 of chapter 156 of the Laws of 1857, authorizing the Malone Water Works Company to increase its capital stock.
4. An act to amend the charter of the Mechanics' Savings Bank of Rochester.
4. An act to provide for the erection of wharves and piers in the Harlem river, below the Second avenue.
7. An act in relation to the Fifth Ward Railroad Company in the city of Syracuse.
7. An act to incorporate dental societies for the purpose of improving and regulating the practice of dentistry in this State.
7. An act to enable the United States Accident Insurance Company of Syracuse to withdraw a portion of the securities deposited by it in the insurance department.
7. An act in relation to the New York Mutual Gaslight Company, incorporated by an act entitled "An act to incorporate the New York Mutual Gaslight Company," passed April 17, 1866.
7. An act to incorporate the Schoharie and Schenectady Counties Farmers' Mutual Fire Insurance Association.
7. An act to incorporate the village of Greenport, Suffolk County.
7. An act to incorporate the Sacandaga Boom Company, and to authorize said company to erect piers and construct booms across the Sacandaga river, in the town of Northampton, county of Fulton.
7. An act to amend an act entitled "An act to revise the charter of the city of Buffalo and enlarge its boundaries," passed April 13, 1863, and the several acts amendatory thereof.
10. An act to release to August Steilen the interest of the State in certain real estate.
11. An act to incorporate the village of Havana, in the town of Montour, county of Schuyler, and to repeal its present charter.
11. An act relative to incorporations for fishing purposes.
11. An act to amend chapter 353 of the Laws of 1862, relative to the Ten Broeck Free Academy, in the county of Cattaraugus.

- April 11. An act to provide for the drainage of swamp lands in the town of Chili, in the county of Monroe.
11. An act to provide for the building of a town house in the town of Meriden, Montgomery county, to be used for a town hall, temporary jail, and engine house.
11. An act for the promotion of public health and for drainage of certain overflowed and wet lands in Jefferson county.
11. An act to incorporate the Plattskill Glove Turnpike Road Company.
11. An act to amend an act entitled "An act relating to the Lutheran Cemetery, in the town and county of Schoharie, belonging to the corporation of St. Paul's Lutheran Church in said town," passed March 26, 1861.
11. An act to release the title and interest of the people of the State of New York in and to certain real estate to Adeline Mullany.
11. An act to incorporate the Coreoran Irish Legion Association in the city of New York.
11. An act to amend the charter of the village of New Rochelle, in the county of Westchester, passed April 20, 1864.
11. An act to authorize the building of an iron bridge across the Susquehanna river at Cooperstown, and to provide for the raising of money therefor.
11. An act to amend an act entitled "An act to consolidate and amend the several acts relating to the village of Sherburne, and to enlarge the powers of the corporation of said village," passed March 18, 1859.
11. An act to amend the act entitled "An act to facilitate the construction of the Southern Central Railroad, and to authorize towns to subscribe to the capital stock thereof," passed April 7, 1866.
11. An act in relation to the normal school at Cortland, and confirming the action of the village trustees in reference thereto.
11. An act to legalize the election of constable of the village of Batavia, in the county of Genesee.
11. An act relative to ordinances and contracts for street pavements in the city of New York.
11. An act to authorize additional facilities for the interment of the pauper dead in the city of New York.
11. An act to lay out, open and grade Second and Fourth avenues, in the town of New Utrecht.
11. An act to donate to the Cornell University a collection from the duplicates of fossils and minerals belonging to the State, and to empower the Cornell library to transfer certain things and rights to the Cornell University.
11. An act to amend an act entitled "An act to amend an act entitled 'An act to provide for the preservation of public health and for draining overflowed lands adjoining Black lake and its tributaries, in the counties of St. Lawrence and Jefferson, and improving the hydraulic power of Ogdensburgh, and the repeal of chapter 730 of Laws of 1865, amendatory of chapter 577 of Laws of 1864.'"
11. An act to incorporate the State Line Bridge Company.
11. An act in relation to the Black River and St. Lawrence Railway Company, empowering it to apply for appraisal of land on complying with certain conditions, and to use a wood rail in constructing its road.

- April 13. An act providing for the erection of a town hall in the town of Morrisania, Westchester county.
13. An act to amend an act entitled "An act to facilitate the acquisition by the Dutchess and Columbia Railroad Company of the real estate required for the purposes of its incorporation, and to allow it to change the northern terminus of its road, and for other purposes," passed April 2, 1867.
13. An act to incorporate the Ursuline Convent.
13. An act to amend an act entitled "An act to incorporate the Syracuse Savings Institution," passed March 30, 1849.
13. An act to authorize the construction and maintaining of a free bridge over the Susquehanna river, in the towns of Union and Vestal, and for the purchase of the franchise of the Union and Vestal Bridge Company, and to borrow money therefor.
13. An act to enable the treasurer of Delaware county to make return of the non-resident taxes of the town of Colchester.
13. An act to authorize the common council of the city of Utica to borrow and disburse money for city purposes, and to levy and collect a tax to pay the same.
13. An act to amend an act entitled "An act to incorporate the Chenango Valley Savings Bank," passed April 15, 1867, and revived by an act passed April 20, 1867.
13. An act to amend chapter 578 of the Laws of 1853, passed July 19, 1853, relative to the jury districts of Steuben county.
14. An act to repeal chapter 352 of the Laws of 1867, entitled "An act to change the town lines of the towns of Boonville and Ava, in the county of Oneida," passed April 12, 1867.
14. An act to amend an act entitled "An act in relation to frauds in assessments for local improvements in the city of New York," passed April 17, 1858.
15. An act to enable the Clifton Iron Company to transport passengers, and for other purposes.
15. An act to incorporate the Security Savings Bank of the city of New York.
16. An act authorizing the removal of the burying ground in school district No. 1, of Brasher, St. Lawrence county, and for other purposes.
16. An act authorizing the trustees of the Cortlandville Academy to convey certain real estate, and to remove academy building and appurtenances.
16. An act to authorize the supervisor of the town of Denmark to convey by deed the old burial ground, situated near the village of Copenhagen, in said town, to the trustees of Riverside Cemetery Association and their successors in office, and to specify the qualifications of voters in the meetings of said association.
16. An act to amend an act entitled "An act to incorporate the Hudson City Savings Institution," passed April 4, 1850.
16. An act to authorize certain towns in the counties of Dutchess and Columbia to issue bonds and take stock in the Dutchess and Columbia Railroad Company.
16. An act to authorize school district number ten, of the town of Binghamton, to borrow money to build a school house, and for other purposes.

- April 16. An act relative to the commissioners for the building of a public market in the city of New York, and to provide for the completion of said market.
16. An act to incorporate the Camp Meeting Association of the Methodist Episcopal Church, of the Newburgh district, State of New York.
16. An act incorporate the Christian Biblical Institute, to be located at Eddytown, Yates county, New York.
16. An act incorporating the Newfield Firemen's Association, of the village of Newfield, county of Tompkins, and State of New York.
16. An act to ratify, legalize and confirm the proceedings of the Rochester Water Works Company.
16. An act to authorize the village of Groton to remove the dead from the burying-grounds in said village to the cemetery, and to authorize said village to hold the old burying-grounds or sell the same, and to purchase a piece of land.
16. An act to empower the village of Hornellsville to sell certain real estate, and to purchase a site for, and to build a lock-up, and to extend certain streets in said village.
16. An act to incorporate the Greenpoint Savings Bank.
16. An act to amend an act entitled "An act to incorporate the Newburgh Savings Bank," passed April 13, 1852.
16. An act to amend an act entitled "An act to incorporate the Germania Savings Bank, Kings county," passed April 19, 1867.
16. An act to amend an act to incorporate the National Savings Institution of the city of New York, passed April 20, 1867.
16. An act to create a separate road district in the village of Van Hornesville, in the county of Herkimer.
16. An act to amend an act entitled "An act to amend the laws in relation to the village of Carthage," passed April 6, 1866.
16. An act to authorize the city of Troy to borrow money.
16. An act to authorize the board of town auditors of Summer Hill, Cayuga county, to audit certain accounts for expenses of raising volunteers, and to authorize the supervisors of said county to levy a tax to pay the same.
16. An act requiring the board of supervisors of Monroe county to pay the assessors of the city of Rochester for services, under chapter 592 of the Laws of 1867.
16. An act to provide for the election of an additional justice of the peace in the town of Pierrepont, county of St. Lawrence.
16. An act authorizing the board of supervisors of the county of Genesee to issue additional bonds for the purpose of redeeming the war bonds of said county about to become due.
16. An act creating a separate road district in the village of Fly Creek, Otsego county.
16. An act to authorize the board of education to establish the rates of tuition, and collect the same, for the academical department of the union school in school district No. 10, of the town of Warsaw, in the county of Wyoming.

- April 16. An act authorizing the board of education of the Jordan Academy and free school of Jordan, in the town of Elbridge, Onondaga county, and State of New York, to sell or dispose of certain real estate in said town.
16. An act for the better regulation of the fire department in the city of Brooklyn.
16. An act to incorporate the Bickur Cholim Benevolent Society of the city of Newburgh.
16. An act to postpone the operation and effect of certain amendments of the charter of the city of Buffalo until the 1st day of January, 1869.
16. An act to amend chapter 115 of the Laws of 1865, entitled "An act concerning the pilots of the channel of the East river, commonly called Hellgate," passed April 15, 1847, as amended by act passed March 12, 1860, and again by act passed March 14, 1865.
16. An act in relation to supplying the State Lunatic Asylum with water.
16. An act to protect ice ponds in the counties of Westchester, Rockland and Putnam against willful injury.
17. An act to incorporate the New York City Central Underground Railway Company, and to authorize the said company to construct and operate a certain under-ground railway in the city of New York.
17. An act making an appropriation to provide for a deficiency in the appropriation for the repairs and maintenance of the eastern division of the canals, during the fiscal year commencing on the 1st day of October, 1867.
17. An act to amend an act entitled "An act to amend an act entitled 'An act to incorporate the Rochester Water Works Company,' passed April 16, 1852, to increase the capital stock, and authorizing the city of Rochester to aid in the construction of said works, pursuant to section twenty-six of said act," passed March 26, 1867, and to repeal certain sections of an act entitled "An act to authorize the city of Rochester to sell the stock of the Rochester and Genesee Valley Railroad Company, and to assist in the construction of water works."
17. An act to amend an act entitled "An act to provide for laying out and opening a public highway in the town of New Utrecht, Kings county," passed April 23, 1867.
17. An act to amend an act entitled "An act to amend section 1 of chapter 216 of the Laws of 1850, in relation to the Troy Savings Bank," passed March 7, 1859.
17. An act to amend the act entitled "An act to amend the act entitled 'An act in relation to the Grosvenor library of the city of Buffalo,' passed April 11, 1859," passed April 8, 1861.
17. An act to amend an act in relation to the offices of recorder, assessor, chamberlain and city attorney of the city of Troy, passed April 19, 1867.
17. An act for the relief of St. Mary's Church in the city of New York, to amend the act incorporating the same, and for other purposes.
17. An act to amend an act entitled "An act to provide for the construction of a culvert under the Erie canal, in the village of Canastota," passed April 10, 1867.

- April 17. An act to amend an act entitled "An act to authorize the sale of lands for non-payment of taxes, and for the collection of unpaid taxes in the county of Westchester," passed April 16, 1860, and the act amendatory thereof, passed March 26, 1861, and the act amendatory thereof, passed May 5, 1863.
17. An act to amend an act entitled "An act to authorize the towns of Wilna, Champion, Theresa, Clayton, Alexandria, Orleans, Brownville, Antwerp, Pamela and Le Ray, in the county of Jefferson, and the towns of Greig, Watson, New Breman and Crogan, in the county of Lewis, to issue bonds, and subscribe and take for said towns capital stock in the Utica and Black River Railroad Company."
17. An act to provide for the opening and improvement of Park avenue, between Clinton avenue and Broadway, and from Hudson avenue to Bridge street, in the city of Brooklyn.
17. An act to amend the charter of the North River Savings Bank in the city of New York.
17. An act to incorporate the Gouverneur Water Works Company.
17. An act to amend an act entitled "An act to incorporate the Cohoes Savings Bank," passed April 11, 1861.
17. An act to incorporate the Exempt Firemen's Association of the city of Albany, and in relation to the fund of the Fire Department of the city of Albany.
17. An act to incorporate the Wood Library Association of Canandaigua.
17. An act to incorporate the Metropolitan Boat Club of the city of New York.
17. An act for supplying the village of Plattsburg with pure and wholesome water.
17. An act to amend an act entitled "An act in relation to academies and schools in the village of Ogdensburg," passed April 13, 1857, and for other purposes.
17. An act to incorporate the German Savings Bank of the town of Morrisania.
18. An act to authorize the towns of Arcade and Java, in the county of Wyoming, to borrow money to purchase the right of way through said towns for the Attica and Allegany Valley Railroad Company, or any company that will construct a railroad from the village of Attica to the village of Arcade, Wyoming county, on the route already located for the Attica and Allegany Valley Railroad.
18. An act to amend an act entitled "An act to extend the charter and increase the capital stock of the Owego Bridge Company," passed April 16, 1866.
18. An act to prohibit gas companies from collecting rent on their meters.
18. An act to incorporate the Schenectady Astronomical Observatory.
18. An act in relation to the Second Particular Baptist Church and Society of the city of Troy.
18. An act in relation to partnerships and the use by new partnerships of the names of former partnerships.
20. An act ceding to the United States jurisdiction over David's island, in the harbor of New Rochelle, and exempting the same from taxation and assessments.

- April 20. An act to incorporate the Friendly Society of St. Ambrose Church, in the city of New York.
21. An act in relation to chapter 839 of the Laws of 1866, relative to the consolidation of School Districts Nos. 7 and 28, in the town and county of Onondaga.
21. An act to establish and increase the salary of the assessors of the city of Schenectady.
21. An act in relation to the Utica, Chenango and Susquehanna Valley Railroad Company.
21. An act to authorize the board of supervisors of Erie county to levy a tax upon the town of Aurora for the benefit of the Aurora Academy.
21. An act to reduce the number of directors of the Clinton Fire Insurance Company of the city of New York.
21. An act to provide for the payment of certain fines and penalties collected in the city and town of Newburgh, in the county of Orange, to the commissioners of the almshouse of said city and town.
21. An act to release the interest of the people of the State of New York in certain real estate in the city of New York to Max Steininger.
21. An act to amend an act entitled "An act to incorporate the Clinton Liberal Institute," passed April 29, 1834, by changing the method of electing its trustees.
21. An act to reorganize the Congregational and Baptist Society of North Murray, and to incorporate the First Baptist Church and Society of Kendall, Orleans county.
21. An act to amend an act entitled "An act concerning the district attorney of the county of Orange," passed April 29, 1846.
21. An act to authorize the laying out of a public highway in the town of Flushing, in the county of Queens.
21. An act to divide the town of Pierrepont, in the county of St. Lawrence, and to erect therefrom the town of Clifton.
21. An act to make the village of Lisle, in the county of Broome, a separate road district, and to confer additional powers upon the trustees of said village.
21. An act to authorize the building of a bridge across Beaver Dam creek, in the town of Southampton, in Suffolk county.
21. An act to incorporate the trustees of the Synod of Albany.
21. An act to authorize the city of Schenectady to purchase an additional steam fire engine.
21. An act to change the name of the New York Ladies' Educational Union.
21. An act to incorporate the Rochester Bridge Company.
21. An act to amend an act entitled "An act to provide for the incorporation of villages," passed December 7, 1847, and the several acts amending the same, so far as relates to the village of Baldwinsville, Onondaga county.
21. An act in relation to the Erie, New York Central, Hudson River and Harlem Railway Companies.
22. An act for the better protection of persons letting, loaning or hiring out chattels.
22. An act to incorporate the Insurers' Indemnity Company of the city of New York.

- April 22. An act to amend the charter of the Irving Fire Insurance Company.
22. An act to incorporate the Veterans of the Twenty-second Regiment, Fourth Brigade, First Division, National Guard of the State of New York.
22. An act to incorporate the Old Guard of the city of New York.
22. An act to appoint commissioners of fisheries for the State of New York.
22. An act to require the Nassau Railroad Company of Brooklyn to change part of their route.
22. An act to constitute a separate road district in the town of Palatine, in the county of Montgomery.
22. An act approving lines and grades established under authority of chapter 697 of the Laws of 1867, and amending said chapter 697, entitled "An act to alter the map or plan of certain portions of the city of New York, and for the laying out and improvement of the same," passed April 24, 1867.
22. An act to provide for the improvement of the hydraulic power of the Great Chazy river, and to check freshets therein.
22. An act in relation to joint stock companies and associations.
22. An act to incorporate the East Clarkson Cemetery.
22. An act supplementary and to amend an act entitled "An act to incorporate the village of Spencerport, in the county of Monroe," passed 22, 1867.
22. An act to incorporate the Tioga County Savings Bank.
22. An act to amend an act entitled "An act to incorporate the Central Park Savings Bank, in the city of New York," passed April 19, 1867.
22. An act to amend an act entitled "An act to amend an act entitled 'An act to incorporate the village of Cambridge,'" passed April 16, 1867.
22. An act authorizing the levying of an annual tax upon the lot owners in the Lyons Rural Cemetery, for the improvement thereof.
22. An act to authorize the board of education of Union School district No. 1, in the town of Westfield, Chautauqua county, to borrow money.
22. An act to enable Henry Smith, of the town of Guilderland, Albany county, to set apart a plot of ground for a family grave yard, and to secure the same forever from sale for taxes, and from alienation by deed or otherwise.
22. An act for the improvement of the navigation of the De Grasse river.
22. An act to provide for the drainage of the lowlands in the south part of the town of Pendleton, in the county of Niagara.
22. An act to discontinue the Shore road in Westfield, Richmond county, State of New York.
22. An act appointing James Vanhorn, Lorenzo Webster and Stephen F. Gooding, commissioners for draining certain lands in the towns of Newfane and Hartland, in the county of Niagara.
22. An act in relation to draining certain bog and swamp lands in the towns of De Witt and Onondaga, in the county of Onondaga.

- April 23. An act to amend an act entitled "An act for the removal of obstructions from the outlet of the Cayuga lake and the channel of Seneca river," passed April 13, 1858, and an act to amend the same, passed April 23, 1862.
23. An act releasing all the right, title and interest of the people of the State of New York to and in certain lands in the town of Bushwick, county of Kings; formerly lying in the East river.
23. An act to vest in the board of supervisors of the county of Washington power, by a vote of the majority of said board, to change the location of the court houses, jails and clerk's office in said county, and to provide for the erection of a new court house, jail and clerk's office therein.
23. An act to authorize certain towns in the counties of Schoharie, Albany, Greene, Delaware and Ulster to issue bonds and take stock in and for the extension of the Schoharie Valley railroad.
23. An act to amend an act entitled "An act to authorize the city of Buffalo to borrow money and to subscribe to the capital stock of the Buffalo and Washington Railway Company," passed April 4, 1868.
23. An act to amend an act entitled "An act to widen South Seventh street and part of South Sixth street, in the city of Brooklyn, and to regulate, grade and pave the same," passed May 2, 1863.
24. An act to authorize the Saratoga Gaslight Company to reduce its present stock, and then to increase the same, to enable said company to enlarge and change its works.
24. An act to amend an act incorporating the Wallkill Valley Railroad Company, by authorizing said corporation to extend its road to Kingston, Ulster county, and to authorize certain towns in Ulster county to issue bonds to aid in the construction of said road.
24. An act further to amend an act entitled "An act to encourage and promote education in the village of Corning," passed April 13, 1859.
24. An act to consolidate and amend the several acts relating to the village of Honeoye Falls, and to enlarge the powers of the corporation.
24. An act for the further extension of Prospect Park, in the city of Brooklyn.
24. An act to confirm certain resolutions of the common council of the city of Syracuse, passed March 30, 1868.
24. An act to amend the charter of the American Tontine Life and Savings Insurance Company of the city of New York.
24. An act to amend chapter 32 of the Laws of 1868, entitled "An act to amend an act entitled 'An act to authorize the villages of Sandy Hill and Fort Edward, in the county of Washington to issue bonds to aid in the construction of a railroad from the village of Glen's Falls, to intersect the Saratoga and Whitehall Railroad, in the village of Fort Edward,' passed May 23, 1867," passed March 18, 1868.
24. An act to amend section 8 of chapter 463 of the Laws of 1858, in relation to corporations in the city of New York, in relation to life and health insurance companies.

- April 24. An act to incorporate the Pullman Pacific Car Company.
24. An act to enable the town of Delhi, Delaware county, to aid in the construction of a court house in said town.
24. An act to incorporate the Jeranld Institute of Niagara Falls, for the education of young ladies.
24. An act to amend the charter of the Buffalo Street Railroad Company, to authorize it to purchase the railroad, right of way, and property of the Niagara Street Railroad Company, and to dissolve the latter company.
24. An act to release to John Woolard the estate, right, title and interest of the people of the State of New-York of, in and to a certain piece of land situate in the city of Rochester, of which Ralph M. Crysler died seized.
24. An act to authorize the board of education of Union Free School District No. 1, of the town of Kingsbury, to borrow money to build a school house in said district.
24. An act to amend an act entitled "An act to provide for the widening and improving of Union street, in the city of Brooklyn," passed April 27, 1866, and to confirm the acts of the board of improvement thereby created.
25. An act to amend and continue in force an act entitled "An act to incorporate an association for the relief of respectable aged and indigent females in the city of New York," passed March 10, 1815, and the acts continuing in force and amending the same.
25. An act to provide for an iron bridge over the artificial outlet of the Seneca lake.
25. An act to authorize the canal appraisers to appraise damages to the owners of property on the Skeneateles outlet.
25. An act providing for additional compensation to deputies, clerks and assistants in the various departments of the State government.
27. An act to incorporate the Hudson Highland Suspension Bridge Company for the purpose of constructing and maintaining a suspension bridge, appurtenances and approaches to the same, over the Hudson river, at a point or points between Verplanck's point and Buttermilk falls on said river.
27. An act to incorporate the Pawners' Bank of the city of New York.
27. An act to authorize the town of Saratoga, in the county of Saratoga, to issue bonds to aid in the construction of a railroad from the village of Mechanicsville to intersect the Glen's Falls railroad.
27. An act to incorporate the city of Ogdensburg.
27. An act to incorporate the Board of Trade of the city of Troy.
27. An act to release the interest of the State to certain lands of which William Watt died seized and possessed, to Mrs. Mary Watt, his widow.
27. An act to change the number of Accord Lodge, No. 421, I. O. O. F., incorporated under chapter 852, Laws 1867, to Accord Lodge, No. 160.
27. An act to authorize the construction and maintaining of a free bridge over the Susquehanna river at Afton, in Chenango county, and for the purchase of the franchise of the existing bridge company, and to borrow money therefor.

- April 27. An act for the relief of Theodocia Wall, Amasa P. Hart, Oliver Breed, Joseph J. Glass, Edwin P. Hopkins, George G. Breed, Edwin Merry and Daniel Hubbard.
27. An act to incorporate the Ocean Rock Division No. 30 of the Sons of Temperance, located at Louisville, St. Lawrence county.
27. An act for the relief of the city of Rochester.
27. An act to incorporate the Union Foundry Company of Troy.
27. An act to amend an act entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish,' passed May 13, 1867," passed January 24, 1868.
27. An act to amend section 6 of an act entitled "An act for the publication of the Session Laws in two newspapers in each county of this State," passed May 14, 1845.
27. An act to reappropriate moneys for extraordinary repairs and improvements of the canals; for making maps of the canals under the directions of the canal board; for paying awards of the canal appraisers prior to 1866; for the payment of miscellaneous claims against the State; for the improvement of the Champlain canal; for the extension of the Chenango canal; for the improvement of the Genesee Valley Canal, and for the improvement of the Black River canal; and to appropriate the unappropriated surplus of the tax of 1865.
27. An act to authorize George W. Snyder, Frederick Snyder and John P. Kimble to abandon a part of their turnpike road, and for other purposes.
27. An act making appropriations for the payment of the principal and interest of the canal debt, commencing on the first day of October, 1868; and to provide for the payment of the debt contracted under section 10 of article 7 of the Constitution.
27. An act for the relief of Wyllis Barber.
27. An act to provide for the construction of vertical stone walls along the berme bank of the Erie canal, in the villages of Medina and Albion, and appropriating money therefor.
27. An act to amend an act entitled "An act in relation to the offices of recorder, assessor, chamberlain and city attorney of the city of Troy," passed April 19, 1867.
27. An act to amend an act entitled "An act to authorize the election of two police justices in the town of Kingston," passed March 20, 1851.
27. An act to amend an act entitled "An act in relation to police commissioners and police officers in the village of Cold Spring, Putnam County," passed March 21, 1866.
27. An act to authorize and require the Comptroller of the State to settle with the treasurer of the county of Franklin in relation to certain non-resident taxes.
27. An act to authorize and require the Comptroller of the State to settle with the treasurer of the counties of Hamilton, Warren and Essex in relation to certain non-resident taxes.
27. An act to amend section 1 of chapter 537 of Laws of 1866, entitled "An act authorizing the changing the course of the creek running through the village of Westville, in the county of Otsego."

- April 27. An act to amend an act entitled "An act to suppress intemperance and to regulate the sale of intoxicating liquors in the county of Dutchess," passed April 17, 1867.
27. An act to legalize the official acts of Joshua S. Bliss, a justice of the peace, and to continue him in office.
27. An act to prevent waste of timber on the Cattaraugus, Alleghany and Oil Spring Indian reservations in this State.
27. An act confirming the action of the common council of the city of Buffalo in annulling assessment roll No. 907, assessors' series, confirmed September 3, 1867.
27. An act to regulate the times of opening and closing the clerk's office of Erie county.
27. An act to authorize the board of supervisors of the county of Chautauqua to levy an additional highway tax on the taxable property of the town of Charlotte, in said county, and to authorize the highway commissioners of said town to borrow money to pay the existing indebtedness of said town for highway and bridge purposes and to repair the highways and bridges therein.
27. An act in relation to the New York, Housatonic and Northern Railroad Company.
27. An act to extend the operation of chapter 448 of the Laws of 1866, being "An act to facilitate the construction of railroads and tram roads within the counties of Essex and Clinton, and to authorize the formation of companies therefor," to the counties of Dutchess, Putnam, Westchester and Orange.
27. An act authorizing the Middletown, Unionville and Water Gap Railroad Company to use fifty pound iron rail.
27. An act for the relief of Charlotte Dalton, widow.
27. An act relative to Horace L. Barnes, a justice of the peace in the county of Chenango, designated to hold courts of sessions in said county, at the general election held in November, 1867.
27. An act to release the title and interest of the people of the State of New York in and to certain real estate to Thomas Jackson, Robert Vose and William Vose.
27. An act to legalize and confirm certain proceedings of the school meetings held in joint district number four, of the towns of York, Livingston county, and Pavilion, Genesee county, in designating a site for a school house in said district, in voting a tax to purchase such site, and also build a school house thereon, and of the trustee of said district, in causing such taxes to be levied and collected.
27. An act to release and convey to Isabella Jackson the interest of the people of the State of New York in certain real estate.
27. An act to authorize the town of Rutland to raise money by tax to build an iron bridge over Black river.
27. An act appointing commissioners to investigate the cost and expenditures of building a bridge across the Sacandaga river at Northville, in the town of Northampton, and to provide for the payment of any balance thereof unpaid by said town of Northampton.
27. An act to authorize the building of a bridge between Brutus, Mentz and Conquest, in the county of Cayuga.

- April 27. An act giving permission to the United States to remove a portion of the public work known as the "Erie Basin Breakwater," in or near Buffalo harbor.
27. An act to authorize the sale of the lands of the State of New York, situated in the city of Newburgh, heretofore purchased for the purposes of a regimental armory at the city of Newburgh, and to provide for the construction of a regimental armory in the city of Newburgh upon other lands of the State of New York, and for the appropriation of the proceeds of such sale, with such other moneys as the supervisors of the county of Orange and the common council of the city of Newburgh may appropriate therefor.
27. An act to authorize the town of Cazenovia, in the county of Madison, to raise money for repairing and building bridges.
27. An act to enable the trustees of the village of Greene, Chennango county, to raise money to purchase hose.
27. An act to authorize the supervisor, town clerk and commissioners of highways of the town of Milton, in the county of Saratoga, to issue the bonds of said town to raise money to pay its indebtedness created for the purpose of building bridges in said town.
27. An act to amend chapter 394, of Laws of 1853, entitled "An act to make a road district of the village of Gallupville."
27. An act to amend chapter 140 of the Laws of 1853, entitled "An act to consolidate and amend the several acts relating to the village of Batavia, to alter the bounds and to enlarge the powers of the corporation of said village," and chapter 29 of the Laws of 1866, entitled "An act to consolidate and amend the several acts relating to the village of Batavia."
27. An act to authorize the trustees of the Hamilton Union Presbyterian Church of Guilderland, Albany county, to sell their parsonage.
27. An act to amend an act entitled "An act to incorporate the Sidney and Unadilla Bridge Company," passed April 27, 1866.
27. An act to amend an act entitled "An act for the incorporation of the Skaneateles Railroad Company, and to authorize the same to construct and operate a railroad from the village of Skaneateles to Skaneateles Junction," passed April 17, 1866.
27. An act in relation to the Goshen and Deckertown Railway Company.
27. An act to define the boundaries of the village of Livingstonville, Schoharie county, and in relation to highway labor therein.
27. An act to amend an act entitled "An act regulating highways and bridges in the counties of Suffolk, Queens and Kings," passed February 23, 1830, and acts amendatory thereof.
27. An act to provide for the examination of the accounts and operations of the several commissions in the city of Brooklyn.
27. An act to legalize the proceedings of Henry H. Hatheway as justice of the peace of the town of Lenox, Madison county, in this State.
27. An act releasing the title of the State of New York to certain lands situate in Caledonia, Livingston county, of which Thomas Jenkins died seized.

- April 27. An act to establish the quorum of the local board of the Oswego Normal and Training School.
27. An act releasing the interest of the people of the State of New York to certain lands and premises to Mary Wilson.
27. An act releasing the interest of the people of the State of New York in certain real estate to Matthias McMahon.
27. An act relating to the care and custody of children committed to the house provided by the city of Rochester for the reception of idle and truant children.
27. An act to enable the board of supervisors of the county of Erie to raise money by tax for building and repairing bridges in the town of Aurora, in said county.
27. An act to incorporate the Young Men's Association of the village of Cooperstown.
27. An act to divide the county of Tompkins into two school commissioner districts, and for the election and appointment of a commissioner for the second district therein.
27. An act to provide for the proving of certain maps and other papers of the Farmers' Trust and Loan Company in the county of Cattaraugus.
27. An act empowering the board of supervisors of Monroe county to require bail from the superintendent of the Monroe county penitentiary.
27. An act to authorize the formation of independent hose companies in the city of Oswego.
27. An act to authorize the borrowing of money and the issue of town bonds by the board of town auditors of the town of Varick, in the county of Seneca.
27. An act in relation to the collection of certain unpaid county taxes in the city of Rochester, in the county of Monroe.
27. An act to authorize the trustees of incorporated rural cemeteries to impose a tax upon the lot owners in said cemeteries.
27. An act to establish and maintain a free bridge between Sag Harbor and North Haven, in the town of Southampton, Suffolk county, and to make such bridge a county charge.
27. An act to authorize the commissioners of highways of the town of Fort Covington to raise money to build a bridge.
27. An act for the relief of the Oxford Academy.
27. An act to legalize the acts of Byron Paine, as a justice of the peace of the town of Warren, county of Herkimer.
27. An act directing certain moneys raised by tax for the improvement of the Oneida Lake canal, under chapter 934 of the Laws of 1867, to be paid into the State treasury.
27. An act to regulate the fees of justices of the peace attending as justices of sessions at the criminal terms of the several courts of record within the county of Erie.
27. An act to incorporate the Naples Soldiers' Monument Association, and to raise money by tax to erect a monument.
27. An act to authorize the supervisor of the town of Westport, in the county of Essex, to convey certain lands to the Westport Cemetery Association.
27. An act to authorize the Astoria and Hunter's Point Railroad Company to change the route of their road.
27. An act to amend the several acts relating to the Hudson River Bridge Company at Albany, and authorizing the construction of a bridge across the Hudson river at Albany.
28. An act for the relief of Samuel Pierce.

- April 28. An act to incorporate the Buffalo and Williamsville Railroad Company, empowering it to lease the McAdam road and franchises of the Buffalo and Williamsville McAdam Road Company, and authorizing the consolidation of the said railroad company and the said McAdam Road Company.
28. An act to authorize the construction of an iron bridge over the Champlain canal, in the village of Fort Edward.
28. An act to provide for the removal and construction of certain canal bridges in the village of Rome.
28. An act to authorize the construction of an iron bridge over the State canal, upon Forman street, in the village of Cazenovia.
28. An act to authorize the construction of an iron bridge over the Chenango canal, in the village of Hamilton.
28. An act to authorize the construction of an iron bridge over the Champlain canal, on Ferry street, in the village of Schuylerville, in the county of Saratoga.
28. An act to incorporate the Walworth Hose Association, of the village of Saratoga Springs.
28. An act to authorize the construction of swing bridges over the Chenango canal, in the city of Binghamton, at its intersection with Henry and Hawley streets.
28. An act to authorize the Canal Commissioners to construct a bridge over the Erie canal, in the town of Watervliet, in the county of Albany.
28. An act to authorize the Canal Commissioners to construct a farm bridge over the Champlain canal, on the farm of George F. Dudley, in the town of Fort Ann, in the county of Washington.
28. An act to authorize the construction of a farm bridge over the Champlain canal, for the benefit of Lydia Ann Weaver, in the town of Waterford, county of Saratoga.
28. An act to authorize the Canal Commissioners to construct a bridge over the Chenango canal, in the village of Greene, Chenango county, and to change the location of the present bridge.
28. An act relative to lands devised by Richard Ray, deceased.
28. An act to regulate the manner and payment of town subscriptions to the stock of the Dunkirk, Warren and Pittsburgh Railroad Company.
28. An act further to amend the charter of the Church Charity Foundation of the county of Kings, and to extend the territorial limits thereof.
28. An act to provide for the incorporation of trustees for the management and care of certain funds now held for the Protestant Episcopal Church, in the diocese of Western New York.
28. An act for the suppression of the trade in and circulation of obscene literature, illustrations, advertisements and articles of indecent or immoral use, and obscene advertisements of patent medicines.
28. An act to incorporate the New York State Board of Trustees, auxiliary to the National Board of Trustees or Board of Regents of the American Printing House and University for the Blind.

- April 28. An act to constitute a separate road district in the towns of Fairfield, Manheim and Little Falls, Herkimer county.
28. An act releasing the interest of the State in certain lands and premises owned by Anthony Bollerman and Carl Bollerman, and authorizing their heirs-at-law to hold and convey the same.
28. An act to incorporate the Yonkers and Alpine Ferry Company.
28. An act to incorporate the village of Hamilton, in the town of Hamilton, in the county of Madison, and to repeal its present charter.
29. An act to change the corporate name of the "First Congregational Society of Augusta and Gorham" to the "First Congregational Church and Society of Rushville."
29. An act to fix the time and place of holding the annual town meetings in the town of Grand Island, in the county of Erie.
29. An act to provide for the construction of a bridge over the Champlain canal in the village of Mechanicsville.
29. An act to confer jurisdiction on the canal board to adjudicate claim of O. P. Root, on section 142, Erie canal.
29. An act to amend the charter of the American Bureau of Mines.
29. An act to provide for rebuilding the Eddyville bridge over the Rondout creek, in the county of Ulster, and declaring the same a free bridge.
29. An act to authorize certain towns in the county of Livingston to issue bonds and take stock in the Erie and Genesee Valley Railroad Company.
29. An act to limit and define the powers and privileges of the Eureka Basin, Warehouse and Manufacturing Company of Long Island.
29. An act to incorporate the Board of Trade of the city of Oswego.
29. An act to incorporate the Oswego Falls Agricultural Society.
29. An act to exonerate and discharge the town of Newburgh and the commissioners of highways thereof from the further duty and obligation of repairing, supporting and maintaining certain bridges in the county of Orange.
29. An act to incorporate the Citizens' Mutual Gas Light Company of Poughkeepsie.
29. An act to incorporate the village of Gouverneur, in the county of St. Lawrence, and to repeal its present charter.
29. An act to incorporate the West Albany Mechanics' Relief Association of the city of Albany.
29. An act to authorize the construction of a bridge over Newtown creek, and the opening of Green Point avenue, to Woodside, in the county of Queens.
29. An act to authorize the Canal Commissioners to lease the surplus waters of the Champlain canal, at the Fort Edward lock, in the village of Fort Edward, Washington county.
29. An act to incorporate the Guardian Savings Institution of the city of New York.
29. An act to incorporate the Security Savings Bank of Buffalo.
29. An act authorizing the construction of a railroad from the end of the Long Wharf, on the Hudson river, in the town of Fishkill, Dutchess county, to Matteawan, in said town.

- April 29. An act to change the corporate name of the Emigrant Savings Bank of Buffalo, to the Mechanics' Savings Bank of Buffalo.
29. An act relating to lands in the city of Brooklyn, devised by John Thursby, deceased.
29. An act to incorporate the Fulton Benevolent Association of of the city of New York.
29. An act to incorporate the Owego Water Works Company.
29. An act to provide for the adjustment of claims against towns in Cattaraugus county, and to provide means for the payment of the same.
29. An act authorizing the repaving and improving of Union street, from Columbia street to Gowanus canal in the city of Brooklyn, and for the assessment and collection of the cost thereof, and changing the name of Bergen place to Union street.
29. An act to incorporate the Evangelical Lutheran Synod of the State of New York.
29. An act to enable the electors of any incorporated village of this State to hold a special election of village officers in certain cases, and to legalize the acts of officers holding over.
29. An act to provide for draining wet lands, and to widen and deepen the Rio Grand stream, in the village and town of Goshen.
29. An act to provide for the consolidation of the Richfield Springs and Cooperstown Telegraph Companies.
29. An act to release the interest of the people of the State of New York in and to certain lands in the city of Buffalo to Peter Gowans.
29. An act to authorize the corporate authorities of the village of Herkimer to borrow money for the purpose of supplying said village with water to extinguish fires, and other purposes.
29. An act to authorize Marcus N. Preston and Herman D. Fulton to sell and convey, as trustees, the church property of the First Religious Society of Borodino, in the county of Onondaga.
29. An act in aid of the construction of the Newsboys' Lodging House of the Children's Aid Society, of the city of New York, and for the relief thereof.
29. An act to release to Nancy Crawford all the estate, right, title and interest of the people of the State of New York of, in and to certain premises and real estate situate in the village of Clintonville, in the county of Clinton.
29. An act to release the interest of the people of the State of New York in certain real estate in Columbia county to Arthur Owens.
29. An act for the relief of certain religious societies in the city and county of New York, and in the counties of Kings and of Westchester.
29. An act to legalize the official acts of Martin R. Lefever, as trustee of school district No. 7, of the towns of New Bremen and Croghan, Lewis county.
29. An act to release the interest of the people of the State of New York in certain real estate in Columbia county to Thomas Owens,

- April 29. An act to release to Margaret Sweeney certain lands in the Twelfth ward of Brooklyn.
29. An act authorizing the common council of the city of Poughkeepsie to build sewers therein.
29. An act for the relief of St. Joseph's Church, in the city of New York, to amend the act incorporating the same, and for other purposes.
29. An act for the relief of John Van Arsdall, and to enable him to take and file his oath as justice of the peace, and to confirm his election and acts as such.
29. An act to authorize the Commissioners of the Central Park to set apart a site for a Museum of History, Antiquities and Art.
29. An act to provide for the appointment of an additional number of notaries public in the State of New York.
29. An act to amend chapter 173, laws of 1867, passed March 28, 1867, entitled "An act to amend an act to provide for the erection of a town hall in the town of Jamaica, in the county of Queens.
30. An act to authorize the Commissioners of the Land Office to sell certain real estate, escheated to the State, in the town of Jerusalem, Yates county.
30. An act authorizing any Life Insurance Company or any Trust or Loan Company to invest their funds in bonds issued by any county, town or village of this State, pursuant to any law of this State.
30. An act to amend an act entitled "An act to incorporate the Inebriates' Home for Kings county," passed May 9, 1867.
30. An act to close Eleventh street, in the city of Brooklyn, and to construct a canal in place thereof.
30. An act to amend the charter of the Homœopathic Mutual Life Insurance Company of the city of New York.
30. An act to amend an act entitled "An act to incorporate the Dutchess County Mutual Insurance Company," passed April 12, 1836, and "An act to continue and extend the same," passed April 9, 1865.
30. An act to authorize the Poorman Gold and Silver Mining Company of Idaho to change its place of business.
30. An act to incorporate the Protective Hook and Ladder Company, No. 1, of Hicksville, Queens county.
30. An act to authorize the construction of a railroad in and through certain streets in the city of Newburgh, and in and through certain roads in the town of Newburgh, in the county of Orange.
30. An act to incorporate the Mutual Protection Hook, Ladder and Bucket Company, No. 1, of Hicksville, in the town of Oyster Bay, Queens county.
30. An act to provide for laying out and opening of a public highway in the town of Newburgh.
30. An act to extend the time for the collection of Spring, Phila and Division street assessments, in the village of Saratoga Springs, and to confirm the acts of the trustees relative thereto.
- May 1. An act to provide for the improvement and maintenance of the public parks of the city of Brooklyn.

- May**
1. An act for the relief of Russell Martin, assignee of William McArthur, contractor on repair section No. 3 of the Genesee Valley canal.
 1. An act to release the interest of the State in certain real estate to Sarah Elizabeth James.
 1. An act to release to Catharine Chadwick the interest of the State of New York in certain moneys arising on a sale of real estate now held by the surrogate of Oneida county.
 1. An act to enable the First Free Methodist Church in the city of Syracuse to elect trustees.
 1. An act to amend an act entitled "An act to incorporate the village of Coxsackie," passed April 5, 1867.
 1. An act to amend an act entitled "An act to amend the charter of the village of Newark," passed April 2, 1864.
 1. An act to amend the charter of the city of Syracuse.
 1. An act to incorporate the Binghamton and Fort Dickinson Railroad Company.
 1. An act to release the interest of the State in the real estate of which George Pollock, late of Union county, New Jersey, died seized, and situate in the State of New York, to Thomas Watt, of Cambridge, Washington county, New York.
 1. An act to amend an act entitled "An act to incorporate the village of Port Jervis," passed March 30, 1866.
 1. An act to vest the title to certain lands in the Westfield and Portland Union Cemetery Association, and to authorize said association to affirm and enforce certain allotments and assessments.
 1. An act to incorporate the Forest Port Railroad Company.
 1. An act to change the name of the Bayside and New York Ferry Company, and otherwise to amend the act incorporating the same, passed June 6, 1865.
 1. An act to provide for the laying out of public highways in the town of Eastchester, and county of Westchester.
 1. An act to widen Vanderbilt avenue, in the city of Brooklyn.
 1. An act to amend the act entitled "An act to authorize Edwin C. Bowen to establish and maintain a ferry across the Cayuga lake, at Union Springs," passed April 23, 1867.
 1. An act confirming the acts of the people of the towns of Ellicottville, Machias and Great Valley, in the county of Cattaraugus, and authorizing the said several towns to subscribe to the capital stock of the Cattaraugus Railway Company.
 1. An act to amend an act entitled "An act in relation to the public schools in the village of Watertown," passed April 21, 1865.
 1. An act to amend chapter 946 of the Laws of 1867, passed May 23, 1867, entitled "An act to authorize the board of education of the Union School district No. 11, of the town of Whitehall, to borrow money to build a school house in said district."
 1. An act to confirm the title of certain persons to real estate questioned by reason of the alienisms of former owners.
 1. An act to amend an act entitled "An act to regulate, grade and macadamize the Southern highway from the village of Westchester, in the towns of Westchester and West Farms," passed April 12, 1867.

- May
1. An act to amend chapter 510 of the Laws of 1867, and to change the title of the New York Homœopathic Medical College Hospital in the city of New York.
 1. An act to release the title of the people of the State of New York, to certain lands in the town of Gates, county of Monroe, to Joanna Redman.
 1. An act authorizing the executor of the last will and testament of Peter Ten Broeck, deceased, to pay to the trustees of the Ten Broeck Free Academy, the legacy bequeathed by said will for the use of said academy.
 1. An act to authorize the Canal Commissioners to construct a bridge over the Erie canal in the city of Rochester, in the county of Monroe.
 1. An act to authorize the construction of an iron bridge over the Black river canal, in the village of Port Leyden, in the county of Lewis.
 1. An act for the payment of Peter Voorhees and James L. Voorhees, for damages sustained by them in the draining of the Cayuga marshes.
 1. An act for the relief of the Co-operative Iron Founders' Association of West Troy.
 1. An act to amend an act entitled "An act to incorporate the Odd Fellows' Hall Association of the city of Buffalo," passed March 28, 1867.
 1. An act to amend the charter of the village of Palatine Bridge.
 1. An act to legalize the election of trustees in Free Union School District, No. 1, of the town of Plattsburgh, and the several acts of the Board of Education of said district.
 1. An act to amend the certificate of incorporation of the New York Ophthalmic Hospital.
 1. An act to incorporate the Orthopædic Dispensary in the city of New York.
 1. An act to incorporate the village of Corfu.
 1. An act to authorize the commissioners of highways of the town of Deerfield to borrow money to pay indebtedness.
 1. An act to incorporate the Rhinebeck Gas Company.
 1. An act to enable the village of Mexico, in Oswego county, to raise money for certain purposes.
 1. An act to lay out, construct and maintain a public road from the foot of East Second street, in Long Island city, to D street, in Blissville, Queens county, and to close certain streets in Long Island city, Queens county.
 2. An act to authorize the formation of a railroad company and the construction of a railroad for public use from the Utica and Black River Railroad, by way of Forestport and Port Woodhull, to Bellingertown, and branches.
 2. An act to amend an act entitled "An act to amend and reduce to one act the several acts relating to buildings and the keeping and storage of combustible materials in the city of New York," passed May 4, 1866.
 2. An act to regulate the use of certain docks in the city of Albany.
 2. An act to amend the Metropolitan police law concerning the police life insurance fund.
 2. An act to provide for building a bridge across the Tonawanda creek, on the Tonawanda Indian reservation, and making an appropriation for the same.

- May
2. An act to amend an act entitled "An act to establish a turnpike corporation for improving and making a road from the village of Newburgh, on Hudson river, to Cochection, on the Delaware river," passed March 20, 1801, and in relation to toll gates and tolls upon the turnpike road of said corporation.
 2. An act explanatory of chapter 194 of the Laws of 1867, entitled "An act to provide for a convention to revise and amend the Constitution."
 2. An act to authorize the extension of railroad tracks from Atlantic avenue to Prospect park, in the city of Brooklyn.
 2. An act to amend an act, passed May 9, 1867, entitled "An act making the turnpike and bridges of the Ravenswood, Hallett's Cove and Williamsburgh Turnpike and Bridge Company free, and providing for the maintenance of the same, and for the rebuilding of the bridge over Newtown creek."
 2. An act authorizing the city of Syracuse to loan its credit in aid of the Syracuse and Chenango Valley Railroad Company.
 2. An act to incorporate the Shelter Island Wharf and Improvement Company.
 2. An act to extend the charter of the Greenport and Shelter Island Ferry Company.
 2. An act authorizing the city of Syracuse to loan its credit in aid of the Syracuse Northern Railroad Company.
 2. An act to incorporate the Manhattan Express Company.
 2. An act empowering the board of supervisors of the county of Westchester to require the collectors of the different towns in that county to pay over taxes at stated times.
 2. An act conferring upon the Brooklyn Patent Pressed Brick Company power to hold real estate.
 2. An act to amend an act entitled "An act for the improvement of lands in and near the Wallabout Bay, in the city of Brooklyn, and for laying out and constructing a basin, dock and streets therein," passed May 11, 1867.
 2. An act to regulate, grade and macadamize the highway known as the Westchester Turnpike and Post road, commencing at a point in said road on the line dividing the towns of West Farms and Morrisania.
 2. An act to incorporate the New York and Brooklyn Iron Tubular Tunnel Company.
 2. An act to amend an act entitled "An act to provide for the construction of a railroad from the city of Poughkeepsie to the Connecticut or Massachusetts line, and to authorize towns to subscribe to the capital stock thereof," passed April 13, 1866, and to ratify proceedings heretofore had under said act.
 2. An act to authorize the making and opening of a road or avenue from Mamaroneck harbor, in the town of Mamaroneck, in the county of Westchester, to some point in the village of White Plains, in the county of Westchester, to be called Mamaroneck avenue.
 4. An act appointing William O. Wood, of Red creek, Wayne county; William I. Dutcher and Henry Nichols, of the village of Westbury, in Wayne and Cayuga counties, commissioners to construct ditches to increase and make available the water power of Duck lake in Cayuga county.

May

4. An act to amend the charter of the village of Olean.
4. An act to amend the charter of Saratoga Springs, passed March 26, 1866, and for the purpose of securing a supply of pure and wholesome water for the use of said village.
4. An act to amend an act entitled "An act to amend the charter of the village of Macedon," passed April 18, 1861.
4. An act to amend an act entitled "An act to consolidate and amend the several acts relating to the village of Peekskill, to alter the bounds and to enlarge the powers of the corporation of said village," passed March 25, 1859.
4. An act to amend the charter of the Up-town Savings Bank in the city of New York.
4. An act to enable the electors of the town of Hamilton, in the county of Madison, the town of Vienna, Oneida county, and the town of Clifton Park, Saratoga county, to vote by districts for town officers.
4. An act appointing Guy C. Humphrey, Samuel Nichols and Chauncey Lumm commissioners to drain into the Golden Hill creek certain low lands in the town of Somerset, in Niagara county, and to prevent the overflow of water in said town, and on lands in the town of Yates, Orleans county.
4. An act creating the office of Metropolitan Fire Marshal, and prescribing its powers and duties.
4. An act changing the name of the "Wolstenholme File Manufacturing Company" to the "Buffalo File Company."
4. An act fixing the compensation of the coroners of the city and county of New York.
4. An act to amend an act to incorporate the People's Savings Bank, of the town of Yonkers, in the county of Westchester," passed April 5, 1866.
4. An act to incorporate the Brooklyn Eye and Ear Hospital.
4. An act to amend an act entitled "An act to authorize the towns of West Farms, Morrisania and Yonkers to widen, make and extend a highway in said towns, to be known or called the Central road or avenue," passed April 13, 1865.
4. An act to amend chapter 164 of the Laws of 1865, entitled "An act to extend the time for the commencement and construction of the Grand Hotel Company of New York city," passed March 22, 1865.
4. An act to authorize certain towns and villages in the counties of Onondaga, Madison and Chenango to issue bonds to take stock in the Syracuse and Chenango Valley Railroad Company.
4. An act to authorize certain towns in the counties of Onondaga, Oswego and Jefferson to issue bonds in aid of the Syracuse Northern Railroad Company.
4. An act to incorporate the Cartmen's Protective Union, of the city and county of New York.
4. An act to afford the same facilities to passengers or property transported by steamboat on the Hudson river as is afforded by railroad.
5. An act to authorize the town of Argyle, in the county of Washington, to raise money by tax for the erection of a court house and jail therein for said county.

- May 5. An act to amend an act entitled "An act for the correction of assessments and equalization of taxes," being chapter 453 of the Laws of 1865.
5. An act to provide for the consolidation of the Greenpoint and Williamsburgh railroad with the Nassau railroad, of Brooklyn.
5. An act authorizing the village of Douglas, in the counties of Delaware and Sullivan, to subscribe for and take capital stock in certain stock companies in said village.
5. An act relating to the old burying ground in the village of Fulton, Oswego county.
5. An act in relation to appeals from decisions of canal appraisers.
5. An act to authorize the town of Westchester, in the county of Westchester, to raise money to lay sidewalks in said town.
5. An act to repeal the charter of the Bellvale Turnpike Company.
5. An act to authorize the Erie and New England Railroad Company to establish and maintain a steamboat ferry on the Hudson river, at some point between Stony Point and Fort Montgomery on said river.
5. An act in relation to reopening and maintaining a ditch, situated on the east side of and parallel to the Genesee Valley canal, in the towns of Groveland and West Sparta, in the county of Livingston.
5. An act to authorize the town of Sheldon, county of Wyoming, to raise money to purchase the right of way through said town for the Attica and Allegany Valley Railroad Company, or any company that will construct a railroad from the village of Attica to the village of Arcade, in said county, on or near the route already located for the Attica and Allegany Valley railroad.
5. An act to incorporate the Working Women's Protective Union.
5. An act relating to the recording of sheriff's certificates upon the sale of real estate in the county of Niagara.
5. An act to incorporate the Women's Aid Association of the city of Albany.
5. An act to amend an act entitled "An act appointing railroad commissioners of the town of Johnstown, and modifying their powers and duties," passed March 13, 1867.
5. An act to incorporate the Chateaugay Water Works Company.
5. An act to amend an act entitled "An act to amend and consolidate the several acts relating to the village of Hornellsville, passed April 9, 1867.
5. An act to prevent burials near the reservoirs and ponds used for the supply of the city of Brooklyn with water.
5. An act to amend chapter 659 of the Laws of 1865, entitled "An act in relation to the collection of taxes in the city of Utica."
5. An act to amend an act entitled "An act to incorporate the city of Binghamton," passed April 9, 1867.
5. An act to amend an act entitled "An act concerning the proof of wills, executors, administrators, guardians and wards, and surrogates' courts," passed May 16, 1837.

- May 5. An act to amend an act entitled "An act to incorporate the Poughkeepsie Female Guardian Society," passed April 15, 1852.
5. An act declaring the effect of judgments of the courts of countries foreign to the United States.
5. An act to incorporate the Free-will Baptist General Conference of North America.
5. An act to provide the means to increase the revenues of the sinking fund, under section 3 of article 7 of the Constitution, so as to make such fund sufficient to preserve the public faith.
5. An act to authorize the purchasing and applying of disinfectants for use in prisons.
5. An act to declare the village of Williamsville a separate road district, and to provide means, by tax therein, for keeping streets, alleys, sidewalks and crosswalks in repair.
5. An act to enable the taxpaying electors of the village of Geneseo to raise money in aid of the Wadsworth Normal Training school, located in that village.
5. An act to amend an act to amend an act entitled "An act to provide for building a bridge over Chambers' creek, in the towns of Newburgh and New Windsor, in the county of Orange, and for making free the present toll bridge over Murderer's creek, in the town of New Windsor," passed April 1, 1868.
5. An act supplementary to an act entitled "An act declaring the village of Adams a valid corporation," passed May 26, 1853.
5. An act to amend an act entitled "An act to incorporate the Moresville Turnpike Company," passed April 22, 1862.
5. An act in relation to draining certain lands in the town of Fishkill, in the county of Dutchess.
5. An act to incorporate Lafayette Fire Engine Company No. 1, of South Rondout, in the town of Esopus, and county of Ulster.
5. An act to authorize the town of Manlius, Onondaga county, to appropriate money for the erection of a monument to the memory of soldiers killed in the late war.
5. An act to release the interest of the State to a certain lot in the village of Clyde to Ellen Gaffney and others.
5. An act confirming the acts of William R. Crandall, a constable of the town of Marshall, Oneida county.
5. An act to authorize the town of Canisteo to raise money for the benefit of Canisteo Academy.
5. An act in relation to the law library in the city of New York.
5. An act in relation to the working of the quarry contract at the State prison at Sing Sing.
5. An act to legalize certain acts of the town meeting held in the town of Stafford, in the county of Genesee, March 3, 1868.
5. An act appointing Jesse P. Haines, Elijah C. Odell and Moses C. Crapsey commissioners for draining certain lands in the town and city of Lockport, in the county of Niagara.
5. An act conferring additional corporate powers upon the village of Ellenville.

- May 5. An act to legalize the acts of G. S. Sawins, Samuel Hopper, Joseph Newton, H. W. Seymour and S. H. Kirkland, as trustees of the corporation of the village of Antwerp.
5. An act to incorporate the Round Lake Camp Meeting Association of the Methodist Episcopal Church of the Troy Conference.
5. An act for the relief of James L. Howard.
5. An act to legalize the election of trustees and other officers of the village of Cary, Genesee county.
5. An act to legalize the acts and proceedings of Abraham Davids as justice of the peace of the town of Parish, county of Oswego.
5. An act supplementary to an act passed April 19, 1867, to provide for rebuilding a bridge in the town of Lorraine, Jefferson county, and for raising money by tax for that purpose upon the town of Lorraine, in said county.
5. An act to authorize the corporation of the city of Albany to reduce the width of De Witt street, between Perry and Robin streets, in the city of Albany.
6. An act to amend an act entitled "An act to amend an act entitled 'An act to provide for the incorporation of life and health insurance companies, and in relation to agencies of such companies,' " passed June 24, 1853, passed April 24, 1866.
6. An act to amend an act entitled "An act to lay out, open and grade Second and Fourth avenues, in the town of New Utrecht," passed April 11, 1868.
6. An act to authorize the construction of a railroad in avenue C, and other streets and avenues in the city of New York.
6. An act for the relief of Charles Weiss.
6. An act for the improvement of the navigation of the Big Chazy river.
6. An act to amend an act entitled "An act to provide for keeping in repair the highway leading from Sacandaga river to Mount Pleasant," passed April 12, 1862.
6. An act to amend an act entitled "An act to provide for the appointment of a police justice in the village of Saratoga Springs," passed May 14, 1845, and the act amendatory of said act, passed March 27, 1857.
6. An act to amend an act entitled "An act to consolidate the several school districts and parts of districts within the corporate limits of the village of Saratoga Springs, and to establish a free union school or schools therein," passed April 12, 1867.
6. An act to widen portions of Sackett, Douglass and President streets, and otherwise to alter the commissioners' map of the city of Brooklyn.
6. An act to amend an act entitled "An act to establish fire limits, and for the more effectual prevention of fires in the city of Brooklyn," passed April 30, 1866.
6. An act in relation to the printing contract entered into for printing at Sing Sing Prison with James B. Swain and Francis B. Fisher.

- May
6. An act to amend section 31 of chapter 873 of the Laws of 1866, passed May 4, 1866, and section 10 of chapter 939, passed May 17, 1867, relating to buildings and the keeping and storage of combustible materials in the city of New York.
 6. An act to amend an act entitled "An act to consolidate the cities of Brooklyn and Williamsburgh and the town of Bushwick in one municipal government, and to incorporate the same," passed April 17, 1854, and the acts amendatory thereof.
 6. An act to provide for laying out, opening and grading a public road or highway in the town of Flushing, Queens county.
 6. An act to provide for the building of a road and bridge across the stream that constitutes the division line between the towns of Huntington and Islip, in the county of Suffolk, and for the general improvement of the roads and bridges in the said towns.
 6. An act to incorporate the German Benevolent Society of Staten Island.
 6. An act to amend the act incorporating the village of Phoenix, in the county of Oswego.
 6. An act to provide against goats running at large in the town of Greenburgh, county of Westchester, and State of New York.
 6. An act to authorize the Brooklyn park commissioners to establish a pound in Prospect park.
 6. An act to enable the towns of Middletown and Southfield, in the county of Richmond, to purchase the property and franchises of the Richmond County Plank Road Company, in said county, and to provide for the payment of the same.
 6. An act to amend the act entitled "An act to improve the Gowanus canal in the city of Brooklyn," passed April 19, 1866.
 6. An act to amend the charter of the National Savings Bank of Buffalo.
 6. An act to provide for the more effectual protection of fruit growers against trespassers.
 6. An act for the relief of Adam K. Diefendorf, of the town of Minden, Montgomery county.
 6. An act to release to Benjamin Sanchez the title of the people of the State of New York, acquired by escheat, in and to certain real estate.
 6. An act to authorize the street commissioner of the village of Belmont, in the county of Allegany, to lay out and establish a highway or street in said village.
 6. An act to release the interest of the people of the State of New York to the widow and the heirs of William Harlan, deceased, and to enable them to take, hold and dispose of certain real estate.
 6. An act to release certain escheated lands to Margaret Zachariassen.
 6. An act to amend an act entitled "An act to provide for the enrollment of the militia, the organization and discipline of the National Guard of the State of New York, and for the public defence," passed April 23, 1862, designated as the Military Code of the State of New York.

- May 6. An act to provide payment to the Seventh regiment, National Guard, of the annual appropriation due under section 183 of the Military Code, for the years 1862, 1863, 1864 and 1865.
6. An act confirming a conveyance of real estate to Bridget Henry, and authorizing her to hold real estate.
6. An act to release to Dorothea Morenz the title of the people of the State of New York in and to certain real estate.
6. An act in relation to building and repairing the sidewalks in the village of Wellsville.
6. An act to repeal chapter 454 of the Laws of 1863, entitled "An act in relation to non-resident highway taxes upon certain lands in the counties of Essex and Hamilton."
6. An act to authorize the levying of a tax on the town of Whitestown, Oneida county, to liquidate the indebtedness of said town for roads and bridges.
6. An act to incorporate the Bushwick Savings Bank of the city of Brooklyn.
6. An act for the relief of the towns of Fort Edward and Hebron, in Washington county, and of Stephen Van Dresar, of the town of Rome, Oneida county.
6. An act to incorporate the Clyde Savings Bank, at Clyde, Wayne county.
6. An act to incorporate the People's Mutual Warehousing and Security Company.
6. An act to incorporate the National Savings Bank of the city of Albany.
6. An act to incorporate the Coxsackie Savings Institution.
6. An act to amend an act entitled "An act to incorporate the Binghamton Savings Bank, in the village of Binghamton, Broome county, New York," passed April 18, 1867.
6. An act requiring the clerk of the county of Onondaga to cause certain maps to be made and filed in his office.
6. An act authorizing and requiring the town of Franklinville, in the county of Cattaraugus, to purchase and acquire title in said town for Buffalo and Washington Railroad Company.
6. An act to enable Conrad Poppenhusen to found an institution in the village of College Point.
6. An act to provide for the grading of a street in the city of Newburgh.
6. An act to provide for the construction of an iron bridge over the Cayuga and Seneca canal, in the village of Seneca Falls.
6. An act to regulate the sale of coal.
6. An act relating to the claim of Patrick Rogers, for canal damages.
6. An act to authorize the Canal Commissioners to construct embankments and walls on the west bank of the outlet of the DeRuyter reservoir, in the town of Fabius.
6. An act to consolidate, re-enact and amend the charter of the village of Yonkers, in the county of Westchester, passed April 12, 1855, and the several acts amending the same, and to extend the powers of the corporation.

R. E. FENTON.

Messrs. Bradley and Stanford, a committee on the part of the Senate, appeared, and informed the House that the Senate having no further business, were ready to adjourn at the time fixed by the concurrent resolution of the two Houses.

Mr. J. L. Flagg, from the committee appointed to wait upon the Senate and inform that body that the House had no further business, and was ready to adjourn, reported that the committee had performed that duty.

Mr. Jacobs, from the committee appointed to wait on the Governor, and inform him that the Assembly were ready to adjourn, reported that said committee had performed that duty.

The Senate returned the bill entitled "An act to aid in the construction of the New York Northern railroad, and to facilitate the improvement of the wilderness through which it is projected," with a message that they recede from their amendments to said bill, and concur in the passage of the same, without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

A message from the Senate was received and read, informing of concurrence in the passage of the bills entitled as follows:

"An act to incorporate the Put's Point Trotting Park Association, in the town of Crown Point, Essex county."

"An act for the relief of Charles Weiss."

Ordered, That the Clerk deliver said bills to the Governor.

The Senate returned the bills entitled as follows:

"An act for the relief of the Coney Island and Brooklyn Railroad Company."

"An act to aid in the construction of the Buffalo and Washington Railway."

"An act to facilitate the construction of the Newburgh and Wallkill Valley railroad."

"An act to confirm and render valid the official and corporate acts of the Northwestern Dispensary in the city of New York."

"An act to amend the charter of the city of Utica."

"An act relating to buildings in the city of Albany."

"An act to extend the time for the collection of taxes in Richmond county."

"An act making appropriations to pay the expenses of the collection of tolls, superintendence, ordinary repairs and maintenance of the canals for the fiscal year commencing on the 1st day of October, 1868."

"An act to authorize the towns of Mayfield and Northampton, in the county of Fulton, and the towns of Hope, Benson, Wells and Lake Pleasant, in the county of Hamilton, to issue bonds and subscribe and take for said towns capital stock in the Gloversville, Mayfield and Northville Railroad Company."

"An act making appropriations for certain expenses of government for supplying deficiencies in former appropriations."

"An act making appropriations for the support of government."

"An act to make provision for the government of the county of New York."

"An act in relation to transfer of securities deposited by insurance companies with the superintendent of the insurance department."

"An act in relation to the sale of the Marine Hospital grounds."

"An act to incorporate the People's Safe Deposit Company of the State of New York."

"An act to incorporate the Industrial Savings Bank of the city of Newburgh."

"An act to amend an act entitled 'An act to amend the act for the incorporation of insurance companies,' passed April 19, 1867."

"An act to close a portion of old Bushwick road or avenue, from Grand street to Marshall street, in the city of Brooklyn."

"An act to incorporate a seminary of education under the name of the Olifton Springs Female Seminary."

"An act to authorize towns in the counties of St. Lawrence and Franklin to issue bonds and take stock in any company that shall be legally organized within five years after the passage of this act for the purpose of building a railroad from Potsdam Junction, St. Lawrence county, northeasterly through or into both of said counties to some point on the Province line."

"An act authorizing the appraisal and payment of canal damages to Patrick Buckley and Rhody Cary, caused by the water of Champlain canal in the town of Fort Edward, Washington county."

"An act making appropriations for certain public and charitable institutions."

"An act to enable incorporated rural cemeteries in Schoharie county to acquire title to lands where the owner or owners are unwilling to sell, or where the company cannot agree upon the value thereof."

"An act to make provision for the government of the city of New York."

"An act to authorize the Port Richmond and Bergen Point Ferry Company to hold real estate, to increase its capital stock, and to fix rates of ferriage, and to increase its number of directors, and for other purposes."

"An act to amend an act entitled 'An act authorizing the repairing and improving of Fulton avenue, from Fulton street to Bedford avenue, in the city of Brooklyn, and of Livingston street, from Clinton street to Flatbush avenue, in the city of Brooklyn, and Hanson place, from Oxford street to Flatbush avenue, and for the assessment and collection of the cost thereof,' passed May 13, 1867."

"An act for the relief of Dorothea M. Palmer, wife of Henry N. Palmer, conferring jurisdiction upon the Canal Appraisers to hear and determine her claim for compensation for lands appropriated to the enlargement of the Erie canal."

"An act to divide the Ninth ward, and to create a new ward, in the city of Brooklyn."

"An act to authorize the board of trustees of the village of West Troy to purchase a lot and build a house for the use of John Duffy Steamer Fire Company and Tinney Hose Company."

"An act declaring certain lands not exempt from taxation, and providing for the payment of the taxes due thereon from the years 1863 to 1868 inclusive."

"An act for the relief of James Gallagher."

"An act to legalize the acts of Francis Hamilton as notary public."

"An act to incorporate the St. Francis Monastery of the city of Brooklyn."

"An act to incorporate the New Amsterdam Savings Bank of the city of New York."

"An act to alter the commissioners' map of the city of Brooklyn, and to provide for the improving of, and widening of Middle street in said city, and changing the name of the same."

"An act for the relief of Patterson Freeman, assignee of John White."

"An act relative to savings banks."

"An act to authorize the boards of supervisors of the counties of Oswego and Onondaga to raise money to complete the payments for the

construction of a bridge across the Oneida river, known as Schroeppel's bridge."

"An act to incorporate the Milton Ferry Company."

Ordered, That the Clerk deliver said bills to the Governor.

A message from the Senate was received and read, informing of concurrence in the amendments of the Assembly to the bills entitled as follows:

"An act to amend and consolidate the several acts relating to the preservation of moose, wild deer, birds and fresh water fish."

"An act to provide for the completion and improvement of Third street, in the city of Brooklyn, and for the collection of the expense thereof."

Ordered, That the Clerk return said bills to the Senate.

The hour of 2 o'clock and 30 minutes having arrived, Mr. Speaker declared the Assembly adjourned *sine die*.

C. W. ARMSTRONG, *Clerk*.

ERRATA.

- Page 113, line 23, word "Covington," should read "Corning."
Page 121, lines 51 and 52, word "Concordia," should read "Corcoran."
Page 152, lines 4 and 5, all after word "read," should be stricken out, and the following inserted: "informing of concurrence in the passage of the following resolution."
Page 174, line 5, figure "3," should read "5."
Page 180, line 16, word "State," should read "Plate."
Page 319, line 43, word "Low," should read "Law."
Page 321, line 20, strike out words "bill entitled," and insert in lieu thereof the word "petition."
Page 413, line 13, word "Magnolia," should read "Mayville."
Page 482, line 40, word "Tobias," should read "Fabius."
Page 491, line 8, word "Durfield," should read "Deerfield."
Page 550, line 25, word "referred," should read "recommitted," and remainder of paragraph, after figure "9," in line 25, should be stricken out, and the following inserted: "with power to report complete, reported the same complete, with amendments; which report was agreed to, and said bill ordered to a third reading."
Page 552, line 36, figure "4," should read "6."
Page 578, line 10, word "Harvard," should read "Harlan."
Page 727, line 1, word "consideration," should read "consolidation."
Page 800, line 9, words "New York," should read "Troy."
Page 1056, line 16, word "Sawyer," should read "Sauer."
Page 1139, line 15, word "Hartford," should read "Hartland."
Page 1266, line 31, word "animals," should read "children."
Page 1402, last line, word "Buffalo," should read "Brooklyn."
Page 1726, line 6, word "Walker," should read "Wacker."

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